BOARD OF SUPERVISORS

MINUTES

April 12, 2006

Supervisors in Attendance:

Mr. R. M. "Dickie" King, Jr., Chairman Mr. Kelly E. Miller, Vice Chrm. Mr. Edward B. Barber Mrs. Renny Bush Humphrey Mr. Arthur S. Warren

Mr. Lane B. Ramsey,
County Administrator

Staff in Attendance:

Colonel Carl R. Baker, Police Department Mr. George Braunstein, Exec. Dir., Community Services Board Mr. Kevin Bruny, Dean, Chesterfield University Dr. Billy K. Cannaday, Jr., Supt., School Board Mr. Richard Cordle, Treasurer Ms. Mary Ann Curtin, Dir., Intergovtl. Relations Mr. Mike Dance, Asst. Dir., Accounting Mr. Charles Dane, Airport Manager Mr. Jonathan Davis, Real Estate Assessor Mr. Wilson Davis, Dir., Economic Development Ms. Rebecca Dickson, Dir., Budget and Management Mr. William Dupler, Building Official Ms. Lisa Elko, CMC Clerk Mr. Jeff Franklin, Asst. Dir., Utilities Mr. Michael Golden, Dir., Parks and Recreation Mr. Bradford S. Hammer, Deputy Co. Admin., Human Services Mr. Russell Harris, Mgr. of Community Development Services Mr. Donald Kappel, Dir., Public Affairs Mr. Rich Leonard, Chief of Admin. Services, Environmental Engineering Ms. Kathryn Kitchen, Asst. Supt. of Schools for Business and Finance Mr. Mike Mabe, Dir., Libraries Chief Paul Mauger, Fire and EMS Dept. Mr. R. John McCracken, Dir., Transportation Mr. Steven L. Micas,

County Attorney

Mr. Francis Pitaro, Dir.,
General Services
Mr. Dean Sasek, Asst.
Right of Way Manager
Mr. James J. L. Stegmaier,
Deputy Co. Admin.,
Management Services
Mr. M. D. Stith, Jr.,
Deputy Co. Admin.,
Community Development
Mr. Kirk Turner, Dir.,
Planning
Mr. Scott Zaremba, Asst.
Dir., Human Resource
Management

Mr. King called the regularly scheduled meeting to order at $3:32~\mathrm{p.m.}$

1. APPROVAL OF MINUTES FOR MARCH 22, 2006

On motion of Mrs. Humphrey, seconded by Mr. Barber, the Board approved the minutes of March 22, 2006, as submitted.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

2. COUNTY ADMINISTRATOR'S COMMENTS

O VISION 20/10 SURVEY REPORT

Mr. Jim Dunn, CCE, President and CEO for the Greater Richmond Chamber of Commerce introduced Mr. John Martin, President of Southeastern Institute of Research to provide results of the Vision $20/10~{\rm Mid}\text{-Decade}$ Survey.

Mr. Martin provided details of responses from residents and businesses to survey questions regarding quality of life, priorities for the future, and values/expectations of the communities. He stated the top four priorities identified by both residents and businesses were crime and safety; education; workforce development; and transportation/mobility, indicating that the Chamber's focus for the next five years will be to close the gap between expectation and performance in each of these areas.

Mr. Dunn discussed Chamber activities to address each of the four priorities and provided details of the Greater Richmond Challenge, an event designed to identify ways of solving the region's greatest problems identified in the survey.

3. BOARD MEMBER REPORTS

Board members and Mr. Ramsey each thanked Dr. Cannaday for his exemplary service to the county and congratulated him on his appointment as the state's Superintendent of Education.

Dr. Cannaday thanked Mr. Ramsey and Board members for their leadership and for everything they are doing for the young people of the county. He stated he plans to make Chesterfield his home for a long time.

Mrs. Humphrey expressed concerns relative to lack of rain and requested that the Board be provided with an update on potential drought conditions in the county.

Mr. Miller stated he questioned staff during budget work sessions regarding the impact of illegal immigrants on the use of county resources. He further stated there is apparently no process for screening those who are receiving services funded by county taxpayers. He requested that Mr. Ramsey provide a quantitative report relative to the impact of utilization of taxpayers' resources for services to illegal immigrants, to include the school system as well as county services. He stated, once the information is received, steps should be taken to set up a screening process or corrective action to minimize or curtail this unwarranted use of taxpayers' dollars.

Mr. King stated he will support Mr. Miller's request to include services provided to illegal immigrants from all county departments and schools.

Mr. Barber stated it might be practical to also ask for information regarding services to assist illegal immigrants with becoming legal citizens of the county.

4. REQUESTS TO POSTPONE AGENDA ITEMS AND ADDITIONS, OR CHANGES IN THE ORDER OF PRESENTATION

On motion of Mr. Warren, seconded by Mrs. Humphrey, the Board moved Item 7., Deferred Item to Consider Transfer of Funds from the Bermuda, Dale and Matoaca District Improvement Funds to the Parks and Recreation Department for the Purpose of Installing Playground Equipment at Ironbridge Park, to be heard prior to Item 6., Work Session; moved Item 8.A.3., Consideration of Proposed 2006 Tax Rates to be heard prior to Item 8.A.1., Consideration of Proposed Ordinance Amendment Relating to the Department of Building Inspection Fees; replaced Item 15.A., Public Hearing to Consider Proposed Ordinance Amendments Relating to Utilities Fees; and adopted the Agenda, as amended.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

5. RESOLUTIONS

There were no resolutions at this time.

7. DEFERRED ITEM

O CONSIDERATION OF TRANSFER OF FUNDS FROM THE BERMUDA, DALE AND MATOACA DISTRICT IMPROVEMENT FUNDS TO THE PARKS AND RECREATION DEPARTMENT FOR THE PURPOSE OF INSTALLING PLAYGROUND EQUIPMENT AT IRONBRIDGE PARK

Mr. Micas stated the Board approved the transfer of \$7,200 in District Improvement Funds at the March 22, 2006 meeting for the purpose of providing dugout covers at Ironbridge Baseball

Complex and deferred consideration of the transfer of the remaining \$800 requested for installing playground equipment.

Mrs. Humphrey stated she met with leadership of Central Chesterfield Little League and discussed the playground project, which will include handicapped accessible equipment. She further stated she would like to amend the request to reflect a \$2,200 transfer from the Matoaca District Improvement Fund to assist with the additional cost of providing handicapped accessible equipment, noting that the bulk of the funding for the dugout covers was provided from the Bermuda and Dale District Improvement Funds.

Mrs. Humphrey then made a motion, seconded by Mr. King, for the Board to transfer \$2,200 from the Matoaca District Improvement Fund to the Parks and Recreation Department for the purpose of installing playground equipment at Ironbridge Park.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

Mrs. Humphrey stated they also discussed erecting a fence around the playground, indicating that she would be receptive to providing funding for this at a later date. She noted the organization will confer with Mr. Miller regarding naming the playground for a specific individual.

6. WORK SESSION

O COUNTY ADMINISTRATOR'S PROPOSED FY2007-FY2008 BIENNIAL FINANCIAL PLAN, THE PROPOSED FY2007 COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP ANNUAL PLAN, AND THE PROPOSED FY2007-FY2012 CAPITAL IMPROVEMENT PROGRAM

Ms. Dickson provided details of the Personal Property Tax Relief Act and how it will impact citizens in 2006. stated the state reimbursement for personal property tax relief is now capped and localities will be adopting an annual percentage for granting relief for citizens' personal property tax bills, indicating that staff is recommending 61 percent as the percentage of personal property tax relief for 2006. She noted the percentage is an estimate and if staff later determines that state funding is remaining to allocate to citizens, it will be rolled into future year calculations. She provided details of the percentage of relief being provided by various other localities. She then provided an overview of staff's proposed changes to the FY2006 Capital Improvement Program (CIP), including transfer of \$30,000 from the Dale District Improvement Fund to the Meadowdale Library to assist in establishing a temporary facility as construction of the permanent facility takes place; use of \$180,680 of the Reserve for Future Capital Projects for the final payment to Schools for the generator at the Cosby Road High School; and set aside \$150,000 to address maintenance issues at the County Museum and the Historic Jail buildings. She provided an overview of staff's proposed changes to the FY2007 CIP, including use of \$500,000 from the Reserve for Future Capital Projects as matching funds necessary for the receipt of Virginia Department of Transportation revenue sharing funds; and reduction of Schools' Cafeteria

Improvements by \$235,000. She noted staff is not requesting any changes to the operating budget.

There was brief discussion relative to the importance of providing a generator at Cosby Road High School, which will be used as an additional emergency shelter in the county.

Ms. Dickson provided details of actions needed by the Board for budget adoption, including setting the tax rates for 2006 and approving the rate for 2007; adopting the building permit fee ordinance; adopting the ordinance relative to the Tax Relief for the Elderly and Disabled Program, which includes the second year of the three-year plan to enhance the program; approving the 2006 CIP changes and the FY2007-FY2012 CIP with changes; adoption of the Community Development Block Grant and HOME Annual Plan; adopting the FY2007 Biennial Financial Plan and approving the FY2008 spending plan, including the extension of the repayment schedule for the Health Center Commission loan; and adopting the FY2007 appropriations resolution and approving the FY2008 appropriations resolution.

8. NEW BUSINESS

8.A. BUDGET ITEMS

8.A.3. TO CONSIDER PROPOSED 2006 TAX RATES

Ms. Dickson stated the Board is being asked to adopt a tax rate ordinance establishing the tax rates for calendar year 2006 and approving the rates for 2007.

Mr. Miller expressed concerns relative to unparalleled increases in real estate assessments and stated it would take a reduction of the real estate tax rate to 98 cents to remain revenue neutral. He further stated he believes a five-cent reduction in the real estate tax rate would be equitable for the citizens, who are absorbing increased gas and heating costs and will be realizing increased personal property taxes.

Mr. Miller then made a motion for the Board to adopt an ordinance establishing the tax rates for calendar year 2006, to include a decrease in the real estate tax rate by five cents to \$1.02 per hundred.

Mr. Miller's motion failed for lack of a second.

Mr. King stated, although he agrees there is a tremendous burden on the taxpayers, he will support a responsible real estate tax reduction of three cents in 2006 and consideration of an additional two cents in 2007, resulting in an ultimate five cent reduction.

In response to Mr. King's question, Dr. Cannaday stated if the Board supports a three-cent real estate tax reduction, the fund balance can be reduced to allow projects for improvements at Enon and Harrowgate Elementary Schools and Monacan High School to proceed earlier than scheduled, with some of the work beginning in summer 2006 and the remainder being completed by the end of the 2006-2007 academic year.

Mr. Warren stated, although he supports the highest possible reduction in the real estate tax rate, the budget is a compromise based on needs and making sure that bond referendum projects remain on schedule as committed to the taxpayers. He inquired whether bond referendum projects would be delayed with a five-cent real estate tax reduction, but remain on schedule with a three-cent reduction.

Dr. Cannaday noted the projects Mr. King referred to were CIP projects. He stated scheduling of the bond referendum projects is driven by what is budgeted in the operating budget to cover the cost of debt retirement capacity and construction costs. He further stated he anticipates that bids will be received for the two elementary and two middle schools this spring, indicating that increased construction costs could result in deferring projects for a year, but not eliminating them. He stated the three-cent/two-cent real estate tax reduction would not place as great a burden on schools as a five-cent reduction in one year would.

Mr. Ramsey stated staff had recommended delaying the county bond referendum projects for one year to accommodate a fivecent real estate tax reduction, but intended to remain on schedule with school projects.

Dr. Cannaday stated, when the additional year was added to the CIP, the School Board chose not to add any new projects to ensure that there would be additional debt capacity to help the bond referendum projects to remain on schedule.

There was brief discussion relative to accelerating the projects to improve Enon and Harrowgate Elementary Schools and Clover Hill High School.

Dr. Cannaday stated the projects were originally scheduled for partial completion in the 2006-2007 school year, with the remainder in the 2007-2008 school year. He further stated the projects will be accelerated into the first year of the biennial budget through use of the fund balance to deal with unanticipated emergencies.

Mr. Barber inquired how projects that were scheduled with a one-cent tax decrease can be accelerated with a three-cent tax decrease.

Dr. Cannaday stated use of the fund balance for these projects will result in the School Board having less flexibility in dealing with emergencies. He further stated the bond sale in January 2006 was lower than budgeted, indicating that this will also make acceleration of the projects easier.

Mr. Barber stated the three-cent tax rate reduction will impact the county's debt capacity and inquired how this will affect the scheduling of CIP projects.

Ms. Dickson stated staff assumes conservative debt capacity calculations, which are reevaluated each year. She further stated a three-cent reduction will not impact bond referendum projects, and a five-cent reduction would delay county projects, not because of debt capacity, but because of decreased revenue.

Mr. Ramsey noted that because of the Board's conservative philosophy in issuing debt, the county is nowhere near the debt ceiling that the Board has committed to.

Discussion ensued relative to the impact of the three-cent real estate tax reduction on both the county and school budgets and recommended expenditure revisions for the county and schools.

In response to Mr. King's question, Colonel Baker stated a five-cent tax reduction would result in a new precinct not being placed in the 360 West Corridor, indicating that this precinct is necessary for better response times. He further stated staff is ready to move on the new precinct, even with a three-cent tax rate reduction.

Mr. Warren stated loss of the police precinct influenced his support of a three-cent/two-cent tax rate reduction rather than the five-cent approach.

Mr. King stated a three-cent tax rate reduction would still allow the Board to address pay issues for public safety personnel and teachers.

In response to Mr. King's question, Chief Mauger stated the three-cent tax reduction would be easier for Fire and EMS to address, primarily through reduction of staff.

Discussion ensued relative to the impact of increased fuel costs on the budget.

Mr. King stated a three-cent real estate tax reduction would be the largest reduction in 26 years in the county. He further stated last year, the Board adopted a responsible, methodical plan for reducing the tax rate one cent per year for a period of time. He stated a three-cent/two-cent reduction over two years provides accelerated, but sustained, tax relief, while continuing quality service levels and sound financial management principles. He stated the FY2007 general fund budget has increased 9.8 percent over the FY2006 budget, noting that this year's budget increase includes a tremendous utilities project from the Lake Chesdin area to Route 360 and also addresses salary issues in schools and public safety. He noted the FY2008 budget is actually less than the FY2007 budget because of these one-time costs. He stated growth in general fund has been comparable with growth in population plus inflation over the past three years. further stated he believes a three-cent real estate tax rate reduction this year represents responsible fiscal management, and the Board can look at a two-cent reduction next year to accomplish Mr. Miller's five-cent objective.

Mr. King then made a motion, seconded by Mr. Miller, for the Board to adopt an ordinance to establish the annual tax levy on various classes of real estate and personal property for 2006, including a three-cent real estate tax rate reduction.

Mr. Barber made a substitute motion for the Board to reduce the tax rate by two cents and provide maximum exemptions allowed by the state under the Tax Relief for the Elderly and Disabled Program. Mrs. Humphrey seconded Mr. Barber's motion for discussion purposes.

Mr. Barber stated he believes reducing the real estate tax rate by two cents and maximizing tax relief for the elderly and disabled would provide more meaningful tax relief for the people who need it the most, indicating that this would help those who have the least ability to deal with rising assessments. He further stated, if the maximum exemptions were in already place, then the Board could reduce the real estate tax rate as much as possible next year.

In response to Mrs. Humphrey's question, Ms. Dickson stated the FY2007 budget assumes the second year of the Board's three-year plan to increase the exemptions under the Tax Relief for the Elderly and Disabled Program. She further stated, if the Board were to accelerate the third year, the impact would be an additional \$700,000 over what the budget has already assumed. She stated the state maximum income exemption is still \$52,000; however, the state maximum net worth exemption has increased to \$350,000. She further stated, if the Board were to approve Mr. Barber's motion, staff would recommend that the net worth exemption of \$200,000, as outlined in the three-year plan be implemented, resulting in 10 percent more relief being granted to the lower income categories.

Mr. Barber inquired why staff would not recommend the \$350,000 state maximum exemption for net worth.

Ms. Dickson stated it would be very difficult to estimate the fiscal impact of increasing the net worth maximum exemption to \$350,000. She further stated it is typically the maximum income exemption, rather than the maximum net worth exemption, that disqualifies residents for the tax relief program. She noted the maximum net worth excludes the house and ten acres.

Mr. Ramsey expressed concerns relative to expensive homes that could be exempt from real estate taxes if the net worth maximum were increased to \$350,000. He recommended that the Board seriously consider the impact of increasing the net worth exemption to the state maximum prior to making that decision.

Mr. Miller stated he will not support a two-cent tax reduction. He further stated he supports tax relief for the elderly, but expressed concerns about increasing the maximum net worth and excluding the home and ten acres. He stated he is also concerned about young couples struggling to raise families and maintain their homes while costs are rising. He further stated he is certainly amenable to some increase in tax relief for the elderly, but with today's cost of living, he would opt for the three-cent real estate tax reduction to benefit the entire citizenry.

Mr. King called for a vote on the motion of Mr. Barber, seconded by Mrs. Humphrey, for the Board to adopt an ordinance to establish the annual tax levy on various classes of real estate and personal property for 2006, including a two-cent real estate tax rate reduction and accelerating the plan to address tax relief for the elderly and disabled.

Ayes: Barber.

Nays: King, Miller, Humphrey and Warren.

Mr. King then called for a vote on his motion, seconded by Mr. Miller, for the Board to establish the annual tax levy on various classes of real estate and personal property for 2006, including a three-cent real estate tax rate reduction and adopted the following ordinance:

AN ORDINANCE TO ESTABLISH THE ANNUAL TAX LEVY ON VARIOUS CLASSES OF PROPERTY FOR THE COUNTY OF CHESTERFIELD

BE IT ORDAINED by the Board of Supervisors of the County of Chesterfield that for the year beginning on the first day of January, 2006, and ending on the thirty-first day of December, 2006, the taxes on property in all the Magisterial Districts of the County of Chesterfield shall be as follows:

Sec. 1. Real Property and Mobile Homes.

On tracts of land, lots or improvements thereon and on mobile homes the tax shall be \$1.04 on every \$100 of assessed value thereof.

Sec. 2. Personal Property.

- (a) On automobiles, trailers, boats, boat trailers, other motor vehicles and on all tangible personal property used or held in connection with any mining, manufacturing or other business, trade, occupation or profession, including furnishings, furniture and appliances in rental units, the tax shall be \$3.60 on every \$100 of the assessed value thereof.
- (b) On aircraft as defined by Section 58.1-3503 and -3506 of the <u>Code of Virginia</u>, 1950, as amended, the tax shall be \$.50 on every \$100 of the assessed value thereof.
- (c) On motor vehicles owned or leased by members of volunteer rescue squads, volunteer fire departments, volunteer police chaplains and by auxiliary police officers as provided in Section 9-57, Code of the County of Chesterfield, 1997, as amended, the tax shall be \$.96 on every \$100 of the assessed value thereof.
- (d) On wild or exotic animals as defined by Section 58.1-3506 of the Code of Virginia, 1950, as amended, the tax shall be \$0.01 on every \$100 of the assessed value thereof.
- (e) On motor vehicles which use clean special fuels as defined in Section 58.1--2101 of the Code of Virginia, 1950, as amended, the tax shall be \$3.24 on every \$100 of the assessed value thereof.
- (f) On motor vehicles, trailers, and semitrailers with a gross vehicle weight of 10,000 pounds or more used to transport property for hire by a motor carrier engaged in interstate commerce, the tax shall be \$.96 on every \$100 of the assessed value thereof.
- (g) On motor vehicles which are specially equipped to provide transportation for physically handicapped individuals, the tax shall be \$.01 on every \$100 of the assessed value thereof.

Sec. 3. Public Service Corporation Property.

- (a) On that portion of real estate and tangible personal property of public service corporations which has been equalized as provided in Section 58.1-2604 of the Code of Virginia, 1950, as amended, the tax shall be \$1.04 on every \$100 of the assessed value thereof determined by the State Corporation Commission.
- (b) The foregoing subsections to the contrary notwithstanding, on automobiles and trucks belonging to such public service corporations the tax shall be \$3.60 on every \$100 of assessed value thereof.

Sec. 4. Machinery and Tools.

On machinery and tools used in a manufacturing or mining business the tax shall be \$1.00 on every \$100 assessed value thereof.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

Mr. Warren inquired whether it was implied that the Board would work towards a two-cent real estate tax reduction in the FY2008 budget, although it was not a part of the motion.

Mr. Ramsey stated, unless the Board disagrees, staff would be directed to prepare the FY2008 budget with an additional two-cent real estate tax reduction.

Mr. Miller noted that the two-cent reduction would not be binding, and that figure could change.

Mrs. Humphrey expressed concerns relative to the impact of the state's new maximum net worth exemption to qualify for tax relief. She requested that, at some point in time, data be prepared to provide to the General Assembly members relative to taxpayers who would qualify for tax relief for the elderly and disabled under the state's maximum exemption.

8.A.1. TO CONSIDER PROPOSED ORDINANCE AMENDMENT RELATING TO THE DEPARTMENT OF BUILDING INSPECTION FEES

Ms. Dickson stated staff recommends adoption of the proposed ordinance.

On motion of Mrs. Humphrey, seconded by Mr. King, the Board adopted the following ordinance:

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY
OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING
AND RE-ENACTING SECTION 5-5 RELATING
TO BUILDING PERMIT FEES

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Section 5-5 of the <u>Code of the County of Chesterfield</u>, 1997, as amended, is amended and re-enacted to read as follows:

Sec. 5-5. Permit fees.

- (a) Generally. Except as provided in this section, every applicant for a building permit must pay the fees set forth in this section before the building official issues a building permit, as required by the Virginia Uniform Statewide Building Code. If an applicant makes a change in the scope of work, a permit amendment is required and additional fees may be assessed in accordance with this section.
- (b) Fees shall be charged in accordance with the following schedule:

(1) General fees:

a. State levy: The Commonwealth of Virginia imposes a state levy on all permit fees to fund the state's continuing education and training program for building inspection. All applicants shall be charged the state levy at the same rate charged to the county by the state.

b. Administrative fees:

- 1. Change in construction plans and/or setbacks: Most closely related fee:
 - (i) If the amendment results in a change in the scope of work, additional permit fees may be assessed in accordance with this section.
 - (ii) Change in contractor or lien agent, extensions, take-overs, transfers, reinstatements, and permits for CO purposes . . . 48.00
 - (iii) Footing and foundation permits: available for permit holders accepting risk to commence with footing/foundation construction prior to building permit approval . . . 48.00
 - (iv) Change of use or change of occupancy
 (no work being done) . . . 50.00
 - (v) Credit card fees. All applicants who pay fees by Discover® credit card shall pay the credit card company's charge for use of the card, in addition to the permit fee.
- c. Code investigation fees:

- 1. Residential: 25 percent of applicable permit fee, or \$48.00, whichever is greater.
- 2. Commercial: 25 percent of applicable permit fee, or \$100.00, whichever is greater.
- d. Reinspection fees . . . 48.00
- e. Not ready for inspection fee . . . 48.00
- f. Refund requests. Refunds shall be allowed only in cases where construction was not started and shall be as follows:
 - 1. Residential: 25 percent of applicable permit fee, or \$48.00, whichever is greater.
 - 2. Commercial: 25 percent of applicable permit fee, or \$100.00, whichever is greater.
 - 3. Environmental engineering fees and state levy are not refundable.
- g. Temporary certificates of occupancy and renewals:
 - 1. Residential building permits (per unit) and subsequent extensions . . . 48.00
 - Commercial building permits (per building) and subsequent extensions . . .
 100.00
 - (i) "Tenant upfit" permits, where work
 is incomplete under the "shell"
 permit . . . No charge
- (2) Residential building permits:
 - a. Single-family dwellings including townhouses and condominiums (per unit) . . . 576.00
 - b. Modular/manufactured/mobile homes:
 - 1. Industrialized buildings, modular homes (without a permanent chassis) . . . 240.00
 - 2. Mobile and manufactured homes on private property . . . 96.00
 - 3. Mobile and manufactured homes in a mobile home park . . . 48.00
 - c. Additions and other accessory structures . . . 336.00

- 1. Florida rooms, attached garages, detached garages with occupiable space 288.00
- 2. Detached garages (no second floor occupiable space), double-door car shed, and finished pool house . . . 240.00
- 3. Alterations, and converting deck/porch/garage to finished space . . . 144.00
- 4. Porch and chimney additions . . . 144.00
- 5. Deck, carport, gazebo, dormers, greenhouse, handicapped ramp, unheated pool house, retaining wall, and boat dock with roof . . . 96.00
- 6. Sheds:
 150--256 square feet, including prefab sheds on skids and pole sheds . . . 96.00

 Less than 150 square feet . . . No permit required
- d. Renovations and repairs:
 - 1. Renovation, alteration or conversion:
 - (i) Resulting in a change in use of square footage. Unfinished space to finished space (with no new footings) . . . $\underline{144.00}$
 - (ii) Resulting in no change in use of square footage, where a rough-in inspection is not required . . . 96.00
 - 2. Exterior renovation and storm damage repairs . . . 48.00
 - 3. Chimney relining . . . 48.00
 - 4. Fire damage repair permits: shall be based upon the most similar permit fee and shall be a minimum fee of . . . 96.00
 - 5. Floor joist and foundation repair . . . 48.00
- e. Other residential permits:
 - Residential foundation pour inspections .
 . 335.00
 - (i) Additional fee if concrete testing is required because out-of-specification concrete is used . . . 100.00

- (ii) Additional fee for reinspection when inspector is present and the concrete pour has been canceled or delayed in excess of one hour . . . 100.00
- (iii) As an alternative to the county's foundation pour inspection, the building official may accept inspection reports from qualified, independent engineers who are approved and reliable.
- 2. Swimming pools (above and in-ground) . . . 48.00
- 3. Pool barrier fences (if permitted separately from pool) . . . 48.00
- 4. Relocation (house moving) . . . 192.00
- 5. Demolition . . . 48.00
- 6. Elevator and wheelchair lift . . . 48.00
- (3) Residential auxiliary permits:
 - a. Electrical:
 - 1. New single-family dwellings . . . 144.00

 - 3. Additions, renovations, and conversions:
 - (i) Where rough-in inspection is required . . . 96.00
 - (ii) Where rough-in inspection is preexisting . . . 48.00
 - 4. Temporary poles, relocation, service change, installation, replacements, repairs . . . 48.00
 - 5. Mobile or manufactured homes on private property . . . 48.00
 - 6. Mobile or manufactured homes in a mobile home park (hook-ups only) . . . No fee
 - b. Gas:
 - Natural gas--All new installation: . . .
 96.00
 - 2. Propane gas-all new installations:
 - (i) Gas piping, propane tank and/or product line . . . 96.00

- (ii) Gas piping to appliances only . . . 48.00
- (iii) Propane tank and/or product line
 only . . . 48.00
- 3. Repairs or replacement with like appliance . . . 48.00

c. Mechanical:

- 1. Heating, venting and air conditioning
 (HVAC):
 - (i) New system installation . . . 96.00
 - (ii) System replacement with new ductwork
 . . . 96.00
 - (iii) System replacement without new ductwork . . . 48.00
- 2. Woodstove installation . . . 48.00
- 3. Fuel tank installation and/or removal or replacement . . . 48.00

d. Plumbing:

- 1. New residential single-family dwelling, and condo, townhouse, and duplex (per unit) . . . 192.00
- Industrialized building (modular homes) .. 96.00
- 3. Addition, renovation and conversion:

Where rough-in inspection is pre-existing . . . 48.00

- 4. Mobile or manufactured homes on private property . . . 48.00
- e. Boiler and fire (each single-family dwelling) . . . 48.00
- f. Small appliance installation/replacement . . . 48.00

(4) Commercial building permits:

- a. Fixed fee for each \$1,000.00 or fraction thereof of the estimated construction cost above \$2,000, to build, alter, repair, or replace . . . 6.20
- b. Minimum fees:
 - 1. New construction, including apartments (per unit) . . . 250.00

- 2. Communication tower . . . 200.00
- 3. Additions and commercial decks . . . 150.00
- 4. Commercial swimming pools . . . 150.00
 - (i) Barrier permit, if permitted separately from the swimming pool permit . . . 50.00
- 5. Tenant upfits . . . 100.00
- 6. Pole buildings and pavilions . . . 100.00
- 7. Retaining wall . . . 100.00
- 8. Tents (greater than 900 square feet) 40.00
- 9. Renovations . . . 100.00
- 10. Industrialized building, including foundations . . . 100.00
- 11. Construction/classroom/office trailer installation or relocation . . . 50.00
- 12. Flagpoles and tents (greater than 900 square feet) . . . 40.00
- 13. Satellite dish . . . 100.00
- 15. Change of use, when no work is being performed . . . 50.00
- 16. Signs . . . 50.00
- (5) Commercial auxiliary permits:
 - a. Electrical, mechanical, plumbing, gas, active solar system, boiler, and well permits, when the cost of labor and materials for installation, alteration, replacement and/or repair is (rounded up to the nearest dollar) is \$1,000.00 or less . . . 50.00
 - 1. For each additional \$1,000.00 or fraction thereof, of the estimated cost over \$1,000.00 . . . 5.50
 - b. Fire/sprinkler and alarm system installations, alterations, replacement and/or repairs when the cost of labor and materials is \$1,000 or less . . . 50.00
 - 1. For each additional \$1,000.00 or fraction thereof, of the estimated costs over \$1,000.00 . . . 6.20

(6) Other commercial permits:

- a. Annual certificate of compliance for elevators, escalators (per floor), dumbwaiters and man lifts, payable on or before December 31 for the following year . . . 40.00
- b. Amusement devices:
 - 1. Administrative amusement permit, where no inspections are required . . . 10.00
 - 2. Kiddie rides--Type A . . . 10.00
 - 3. Kiddie rides--Type B . . . 15.00
 - 4. Major rides . . . 25.00
 - 5. Spectacular rides . . . 45.00

(7) Fee exemptions:

- a. A building permit fee will not be required where the cost of construction is less than \$500.00 and would not require securing any permit for electrical, gas, mechanical or plumbing work in accordance with Section 107 of the Virginia Uniform Statewide Building Code.
- b. A building permit fee will not be required for the construction of building areas designed and used as a place of worship.
- c. A building permit fee will not be required for building permits for construction by county departments funded by the general fund.
- d. A building or auxiliary permit fee will not be charged for commercial construction located in an "enterprise zone" as designated by the Commonwealth of Virginia and administered by the Chesterfield County Block Grant Office. This exemption shall continue for the life of the enterprise zone.
- e. In the event of a presidentially-declared natural disaster, the Board of Supervisors may waive permit fees for repair of damage caused by the disaster.
- (c) Disposition of fees. All permit fees required by this section shall be paid by the applicant to the county treasurer when the permit application is filed with the building official. The treasurer shall deposit all permit fees in the county's general fund.
- (2) That this ordinance shall become effective July 1, 2006.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

8.A.2. TO CONSIDER PROPOSED ORDINANCE AMENDMENTS RELATING TO THE TAX RELIEF FOR THE ELDERLY AND DISABLED PROGRAM

Ms. Dickson stated the proposed amendments would approve year two of the three-year plan she reviewed, increasing the maximum exemptions to \$169,100 for net worth and \$52,000 for income. She further stated staff recommends adoption of the proposed ordinance.

On motion of Mr. Barber, seconded by Mr. King, the Board adopted the following ordinance:

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY

OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING AND RE-ENACTING SECTIONS 9-24 AND 9-25 TO INCREASE THE AMOUNT OF REAL ESTATE THAT CAN BE EXEMPTED, THE AMOUNT OF TAX RELIEF PROVIDED, AND THE MINIMUM NET WORTH FOR RELIEF ELIGIBILITY

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Sections 9-24 and 9-25 of the <u>Code of the County of Chesterfield</u>, 1997, as amended, are amended and re-enacted, to read as follows:

Sec. 9-24. Restrictions and conditions.

Notwithstanding any other provision of this chapter, a dwelling or manufactured home, and up to one acre of land upon which either is situated may be temporarily exempted from taxation when any such property is owned by and occupied as the sole residence of a person at least 65 years old or a person who is determined to be permanently and totally disabled as defined by Code of Virginia, § 58.1-3217. The exemption shall be subject to the following restrictions and conditions:

- (a) During the preceding calendar year, the total combined income from all sources of the owners and owners' relatives living in the dwelling or manufactured home must not exceed \$52,000.00; without including in the total the first \$6,500.00 of each relative's income, other than the owner's spouse who is living in the dwelling or manufactured home.
- (b) Notwithstanding subsection (a), if a person qualifies for an exemption under this section, and can prove by clear and convincing evidence that the person's physical or mental health has deteriorated such that the only alternative to permanently residing in a hospital, nursing home, convalescent home or other facility for physical or mental care is to have a relative move in and provide care for the person, and if a relative does move in for that purpose, then none of the income of that relative or that relative's spouse shall be included in calculating the income limit; however, if the residence's owner has, within a three-year period prior to or after the relative moves into the

residence, transferred to the caregiving relative assets in excess of \$5,000.00 without adequate consideration then the income of the caregiver relative or that relative's spouse shall be included in calculating the income limit.

(c) As of December 31 of the immediately preceding calendar year, the net combined financial worth, including interest of the owners and of the spouse of any owner, excluding the value of the property for which the exemption is sought, and the value of up to an additional nine acres of real estate if such additional nine acres of real estate are contiguous to and a part of the parcel for which the exemption is sought, must not exceed \$169,100.00.

Sec. 9-25. Schedule of exemptions permitted.

(a) The amount of exemption from real estate taxation under this section shall be determined in accordance with the following schedule:

Income	Percentage
	of
	Exemption
\$0.00 through \$37,000.00	100
\$37,001.00 through \$48,500.00	50
\$48,501.00 through \$52,000.00	25

- (b) The tax exemption provided by section 9-24 shall not exceed \$2,000.00.
- (2) That this ordinance shall become effective on January 1, 2007.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

8.A.4. TO CONSIDER THE FY2007-2012 PROPOSED CAPITAL IMPROVEMENT PROGRAM AND REVISIONS TO THE 2006 CAPITAL IMPROVEMENT PROGRAM

Ms. Dickson stated staff is requesting that the Board adopt the FY2007-2012 Capital Improvement Program, with changes as presented during the work session, as well as approve revisions to the 2006 Capital Improvement Program.

In response to Mrs. Humphrey's question, Ms. Dickson stated the Board can still make revisions to the CIP at a later time.

Mrs. Humphrey made a motion, seconded by Mr. Barber, for the Board to adopt the FY2007 Capital Improvement Program, with changes as presented during the work session, and to approve revisions to the 2006 Capital Improvement Program.

Mr. Barber noted he had e-mailed Board members a suggested change in the CIP, which needs more thorough discussion with Mr. Ramsey and staff.

Mr. King called for a vote on the motion of Mrs. Humphrey, seconded by Mr. Barber, for the Board to adopt the FY2007-2012 Capital Improvement Program, as amended, and to approve revisions to the 2006 Capital Improvement Program.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

8.A.5. TO CONSIDER THE FY2007 PROPOSED COMMUNITY DEVELOPMENT BLOCK GRANT AND THE HOME INVESTMENT PARTNERSHIP ANNUAL PLAN

Ms. Dickson stated staff recommends adoption of the Plan.

On motion of Mrs. Humphrey, seconded by Mr. Barber, the Board adopted the county's FY2007 Community Development Block Grant and HOME Investment Partnership Annual Plan.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

8.A.6. TO CONSIDER ADOPTION OF THE FY2007-FY2008 BIENNIAL FINANCIAL PLAN AND EXTENSION OF THE LUCY CORR NURSING HOME LOAN REPAYMENT SCHEDULE

Ms. Dickson stated staff recommends adoption of the Plan with changes as presented to accommodate the three-cent tax rate reduction in FY2007 and the two-cent tax rate reduction in FY2008. She further stated staff is also requesting that the Lucy Corr Nursing Home loan schedule be extended to June 30, 2011.

On motion of Mr. King, seconded by Mr. Warren, the Board adopted the FY2007-FY2008 Biennial Financial Plan with revisions as approved.

And, further, the Board authorized the extension of the Lucy Corr Nursing Home loan repayment schedule to June 30, 2011.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

8.A.7. ADOPTION OF RESOLUTIONS APPROPRIATING FUNDS FOR FISCAL YEAR 2007 AND APPROVING FUNDS FOR FISCAL YEAR 2008

Ms. Dickson stated staff is requesting that the Board adopt a resolution appropriating funds for FY2007 and a tentative resolution appropriating funds for FY2008 for fiscal planning purposes.

On motion of Mrs. Humphrey, seconded Mr. King, the Board adopted the following resolution:

A RESOLUTION TO APPROPRIATE DESIGNATED FUNDS AND ACCOUNTS FROM DESIGNATED ESTIMATED REVENUES FOR FY2007 FOR FISCAL PLANNING PURPOSES FOR THE OPERATING BUDGET AND THE CAPITAL IMPROVEMENT PROGRAM FOR THE COUNTY OF CHESTERFIELD, VIRGINIA

BE IT HEREBY RESOLVED by the Board of Supervisors of the County of Chesterfield:

That for the fiscal year beginning on the first day of July 2006 and ending on the thirtieth day of June 2007, the following sections shall be adopted:

Sec. 1 The following designated funds and accounts shall be appropriated from the designated estimated revenues to operate and to provide a capital improvement program for the county. It is the intent of the Board of Supervisors that general property taxes levied on January 1, 2006, and due December 5, 2006, be appropriated for FY2007.

Error! Not a valid link.

- Sec. 2 Appropriations in addition to those contained in the general appropriation resolution may be made by the Board only if there is available in the fund an unencumbered and unappropriated sum sufficient to meet such appropriations.
- Sec. 3 The County Administrator may, as provided herein, except as set forth in Sections 7, 12, 13, 14, 15, 16 and 18, authorize the transfer of any unencumbered balance or portion thereof from one classification of expenditure to another within the same department or appropriation category. The County Administrator may transfer up to \$50,000 from the unencumbered appropriated balance of one appropriation category to another appropriation category. No more than one transfer may be made for the same item causing the need for a transfer, unless the total amount to be transferred for the item does not exceed \$50,000.
- Sec. 4 The County Administrator may increase appropriations for non-budgeted revenue that may occur during the fiscal year as follows:
 - a) Insurance recoveries received for damage to any county property, including vehicles, for which County funds have been expended to make repairs.
 - b) Refunds or reimbursements made to the county for which the county has expended funds directly related to that refund or reimbursement.
 - c) Revenue not to exceed \$50,000.
- All outstanding encumbrances, both operating and capital, in all county funds up to \$15 million, at June 30, 2006 shall be an amendment to the adopted budget and shall be reappropriated to the 2006-2007 fiscal year to the same department and account for which they were encumbered in the previous year. At the close of the fiscal year, all unencumbered appropriations lapse for budget items other than: capital projects; general fund transfers for capital projects and grants; construction reserve

for capital projects; reserves for county and school future capital projects; other reserves; District Improvement Funds; donations restricted to specific purposes; federal and state grants, other revenue and program income; Title IV-E funds; cash proffers; Economic Development incentive funds; actual transient occupancy tax revenues received and budgeted expenditures in connection with the Richmond Convention Center; and refunds for offsite and oversized water and wastewater facilities.

- Appropriations designated for capital projects will Sec. 6 not lapse at the end of the fiscal year. The County Administrator may approve transfers between funds to enable the capital projects to be accounted for correctly. Upon completion of a capital project, staff is authorized to close out the project and transfer any remaining balances to the original funding source. The County Administrator may approve construction contract change orders up to an increase of \$49,999 and approve all change orders for reductions to contracts. The Board of Supervisors must approve all change orders of \$50,000 or more or when the aggregate of all changes to a contract exceeds 10% of the original contract amount or 20% if the original contract is for less than \$500,000.
- Sec. 7

 The County Administrator may authorize the transfer of Utilities capital projects funds that are either 20% or up to \$100,000 of the original project cost, whichever is less, from any Utilities capital project to any other Utilities capital project. Should the actual contract price for a project be less than the appropriation, the County Administrator may approve the transfer of excess funds back to the original funding source upon completion of the project.
- Sec. 8

 Upon completion of a grant project, the County Administrator is authorized to close the grant and transfer balances back to the funding source. The County Administrator is authorized to reprogram Community Development Block Grant funds by closing program cost centers and transferring funding to newly approved programs based on adoption by the Board of Supervisors.
- Sec. 9 The County Administrator may reduce revenue and expenditure appropriations related to programs funded all or in part by the Commonwealth of Virginia and/or the federal government to the level approved by the responsible state or federal agency.
- Sec. 10 The Director of Accounting is authorized to make transfers to various funds for which there are transfers budgeted. The Director shall transfer funds only as needed up to amounts budgeted, or in accordance with any existing bond resolutions that specify the manner in which transfers are to be made.

- Sec. 11 The Treasurer may advance monies to and from the various funds of the county to allow maximum cash flow efficiency. The advances must not violate county bond covenants or other legal restrictions that would prohibit such an advance. The Treasurer may also advance cash in support of employee benefit accounts.
- Sec. 12 The County Administrator is authorized to make expenditures from Trust & Agency Funds for the specified reasons for which the funds were established. In no case shall the expenditure exceed the available balance in the fund.
- Sec. 13 The County Administrator is authorized to transfer among appropriation categories and/or appropriate funds in excess of \$50,000 for supplemental retirement, Worker's Compensation, healthcare for retirees, and other compensation costs.
- Sec. 14 The County Administrator may appropriate revenues and increase expenditures in excess of \$50,000 for funds received by the county from asset forfeitures for expenditures related to drug enforcement or other allowable expenditures. The balance of these funds shall not lapse but be carried forward into the next fiscal year.
- Sec. 15 The County Administrator may increase the general fund appropriation in the School Operating Fund contingent upon availability of funds and other circumstances, based on the following schedule:
 - a) Increase general fund transfer/appropriation on December 15 by \$2,000,000.
 - b) Increase general fund transfer/appropriation on February 15 by \$2,000,000.
 - c) Increase general fund transfer/appropriation on May 5 by \$2,000,000.
- Sec. 16 The County Administrator is authorized to reallocate funding sources for capital projects, arbitrage rebates/penalties, and debt service payments and to appropriate bond interest earnings to minimize arbitrage rebates/penalties. This authority includes the appropriation of transfers among funds to accomplish such reallocations. Budgets for specific capital projects will not be increased beyond the level authorized by Sections 3 and 4.
- Sec. 17
 Salaries for Planning Commissioners will be increased equivalent to the merit increase county employees are eligible for. The effective date for pay increases, including the Planning Commission and the Board of Supervisors, may cross fiscal years. Increases will be effective on the first day of the pay period that includes July 1.

- Sec. 18 The County Administrator is authorized to approve transfers among funds and capital projects as long as total net appropriation is not increased.
- Sec. 19 The Utilities Department rate stabilization reserve shall be maintained as per guidelines outlined below:
 - a) The minimum annual contribution to the reserve will be 50% of the previous year's depreciation on fixed assets.
 - b) The annual contribution to the reserve will continue until 100% of accumulated depreciation on the fixed assets is funded. If at the beginning of a fiscal year a reserve balance exceeds 100% of accumulated depreciation, a reduction in the annual contribution may be considered.
 - c) Funds cannot be used from the rate stabilization reserve if the balance falls below 25% of that utility's fixed asset accumulated depreciation, other than for Utility internal borrowing purposes.
 - d) The declaration of a financial emergency by the Director of Utilities and a corresponding four-fifths vote by the Board of Supervisors at a publicly advertised meeting declaring the existence of such an emergency is required to suspend Sec. 19a, Sec. 19b, and Sec. 19c.
- Sec. 20 Upon adoption of this resolution, the School Board and/or the School Superintendent may make expenditure and revenue changes within the school fund as follows:
 - a) Transfers of \$50,000 or less are subject to the approval of the Superintendent.
 - b) Transfers of \$50,001 to \$499,999 require the approval of the Superintendent and the School Board.
 - c) Transfers of \$500,000 or more require the approval of the Superintendent, the School Board, and the Board of Supervisors.

The School Board and/or the School Superintendent shall prepare a budget status report reflecting changes to the approved school budget between appropriation categories, as amended, and the report shall be presented to the County Administrator quarterly.

Sec. 21 The County Administrator is authorized to reclassify, without resulting in a net increase, budgeted revenues to accommodate implementation of the state's Personal Property Tax Relief Act reimbursement as well as the implementation of the state communications sales and use tax, and the 9-1-1 fees and taxes.

- Sec. 22 In accordance with the requirements set forth in Section 58.1-3524(C)(2) and Section 58.1-3912(E) of the Code of Virginia, as amended by Chapter 1 of the Acts of Assembly (2004 Special Session 1) and as set forth in Item 503.E (Personal Property Tax Relief Program) of Chapter 951 of the 2005 Acts of Assembly, any qualifying vehicle situated within the County commencing January 1, 2006, shall receive personal property tax relief in the following manner:
 - a) Personal use vehicles valued at \$1,000 or less will be eligible for 100% tax relief;
 - b) Personal use vehicles valued at \$1,001 to \$20,000 will be eligible for 61% tax relief;
 c) Personal use vehicles valued at \$20,001 or more shall receive 61% tax relief on the first \$20,000 of value; an
 - d) All other vehicles which do not meet the definition of "qualifying" (business vehicles, farm use vehicles, motor homes, etc.) will not be eligible for any form of tax relief under this program. Pursuant to authority conferred in Item 503.D of the 2005 State Appropriations Act, the County Treasurer shall issue a supplemental personal property tax bill in the amount of 100 percent of tax due without regard to any former entitlement to state PPTRA relief, plus applicable penalties and interest, to any taxpayer whose taxes with respect to a qualifying vehicle for tax year 2005 or any prior tax year remain unpaid on September 1, 2006, or such date as state funds for reimbursement of the state share of such bill have become unavailable, whichever occurs
 - e) Penalty and interest with respect to bills issued pursuant to this section shall be computed on the entire amount of tax owed. Interest shall be computed at the rate provided in Section 9-51 of the county code from the original due date of the tax.
- Sec. 23 The County Administrator is authorized to reduce a department's current year budget appropriation by a dollar amount equal to the prior year's overspending inclusive of encumbrances carried forward.
- Sec. 24 Staff is authorized to make changes to FY2007 appropriations, including consolidating, separating or re-classifying appropriations in connection with the county's new financial system and its functionality. This section will not apply after FY2007.

And, further, the Board adopted the following resolution:

A RESOLUTION TO APPROVE DESIGNATED FUNDS AND ACCOUNTS FROM DESIGNATED ESTIMATED REVENUES FOR FY2008 FOR FISCAL PLANNING

PURPOSES FOR THE OPERATING BUDGET AND THE CAPITAL IMPROVEMENT PROGRAM FOR THE COUNTY OF CHESTERFIELD, VIRGINIA

BE IT HEREBY RESOLVED by the Board of Supervisors of the County of Chesterfield:

That for the fiscal year beginning on the first day of July 2007 and ending on the thirtieth day of June 2008, the following sections shall be approved for fiscal planning purposes. Public hearings will be required prior to the actual appropriation of funds for FY2008.

Sec. 1 The following designated funds and accounts shall be approved from the designated estimated revenues to operate and to provide a capital improvement program for the county. It is the intent of the Board of Supervisors that general property taxes levied on January 1, 2007, and due December 5, 2007, be appropriated for FY2008.

General Fund	<u>F</u>	Y08 Approved
Estimated Revenue:	From Local Sources:	
	General Property Taxes	\$349,920,700
	Other Local Taxes	95,559,600
	Licenses, Permits, Fees	7,109,300
	Fines, Forfeitures and Uses of Money & Property	3,565,300
	Service Charges	25,725,200
	Miscellaneous and Recovered Costs	11,449,800
	From Other Agencies:	
	State and Federal	\$142,647,800
	Other Financing Sources:	
	Reserves	\$11,196,600
	Transfer from County Capital Projects	236,100
	Transfer from Water Operating Fund	2,455,000
	Transfer from Wastewater Operating Fund	2,500
	Transfer from Fleet Management & Communications	11,600
	Electronics	
	Anticipated Fund Balance 7/1/07	46,400,000
	Total Revenues	\$696,279,500
Appropriations:	General Government	\$42,611,800
** *	Administration of Justice	7,348,900
	Public Safety	128,093,200
	Public Works	19,260,400
	Health and Welfare	60,180,000
	Parks, Rec., Cultural	20,374,900
	Community Development	12,569,800
	Debt Service	25,098,000
	Operating Transfers	328,188,700
	Reserves	4,153,800
	Ending Fund Balance, 6/30/2008*	48,400,000
	Total General Fund:	\$696,279,500
	*This includes encumbrances carried forward in all funds not to exceed (See Section 5)	

Comprehensive Services Fund

Estimated Revenue:	Reimbursement, Colonial Heights	\$200,600
	State Aid, Comprehensive Services	5,345,900
	State, Miscellaneous	342,200
	Transfer from Social Services	445,200
	Transfer from Schools	1,710,400
	Transfer from General Fund	<u>2,581,700</u>
	Total Revenue	\$10,626,000
Appropriations:	Operating Expenses	\$10,626,000
	Total Appropriations	\$10,626,000

School Operating

Estimated Revenue:	Local Sources	\$18,101,200
	State	229,234,700
	Federal	
		24,825,100
	Use of Reserve	433,000
	Transfer from School Operating	643,900
	Transfer from School Food Service	800,000
	Transfer from General Fund:	
	State Sales Tax	58,489,400
	Local Taxes	244,294,800
	Grounds Maintenance	<u>1,977,800</u>
	Total General Fund	\$304,762,000
	Beginning Balance	\$6,750,000
	Total Revenues, Transfers & Reserves	\$585,549,900
Appropriations:	Instruction	\$403,474,145
• •	Administration / Attendance & Health	21,490,055
		28,970,496
	Pupil Transportation	
	Operations & Maintenance	65,723,703
	Debt Service	46,669,701
	Food Service	17,244,000
	Grounds Maintenance	1,977,800
	Total Appropriations	\$585,549,900
	Total Appropriations	\$505,549,900
School Capital Proje	cts Fund	
Estimated Revenue:	Bond Proceeds	\$57,727,000
Zistimence Revenue.	Transfer from Cash Proffer Fund	
		3,598,500
	State Construction Allocation	821,500
	School CIP Reserve	9,368,500
	Transfer from School Grants	1,851,500
	Total Revenue School Capital Projects Fund	\$73,367,000
	Total Revenue Benoof Capital Trojects I and	Ψ13,301,000
		Ф 7 2 26 7 000
Appropriations:	School Projects	\$73,367,000
	Total Appropriations School Capital Projects Fund	\$73,367,000
Schools - Appomatto	x Regional Governor's School Fund	
Schools - Appomatto	x Regional Governor's School Fund	
	· · · · · · · · · · · · · · · · · · ·	\$3,199,488
Schools - Appomatto Estimated Revenue:	Local Sources	\$3,199,488 909,212
	Local Sources State	909,212
	Local Sources State Transfer from Operating	909,212 <u>5,200</u>
	Local Sources State	909,212
	Local Sources State Transfer from Operating	909,212 <u>5,200</u>
	Local Sources State Transfer from Operating Total Revenues	909,212 <u>5,200</u> \$4,113,900
	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance	909,212 <u>5,200</u> \$4,113,900 <u>\$50,000</u>
	Local Sources State Transfer from Operating Total Revenues	909,212 <u>5,200</u> \$4,113,900
Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves	909,212 <u>5,200</u> \$4,113,900 \$50,000 \$4,163,900
	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance	909,212 <u>5,200</u> \$4,113,900 <u>\$50,000</u>
Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves	909,212 5,200 \$4,113,900 \$50,000 \$4,163,900 \$4,158,700
Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants	909,212 5,200 \$4,113,900 \$50,000 \$4,163,900 \$4,158,700 5,200
Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education	909,212 5,200 \$4,113,900 \$50,000 \$4,163,900 \$4,158,700
Estimated Revenue: Appropriations	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations	909,212 5,200 \$4,113,900 \$50,000 \$4,163,900 \$4,158,700 5,200
Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations	909,212 5,200 \$4,113,900 \$50,000 \$4,163,900 \$4,158,700 5,200
Estimated Revenue: Appropriations	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations	909,212 <u>5,200</u> \$4,113,900 <u>\$50,000</u> \$4,163,900 \$4,158,700 <u>5,200</u>
Estimated Revenue: Appropriations	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations	\$4,113,900 \$4,163,900 \$4,158,700 \$50,000 \$4,163,900
Estimated Revenue: Appropriations County Grants Fund	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations	909,212 5,200 \$4,113,900 \$50,000 \$4,163,900 \$4,158,700 5,200 \$4,163,900 \$10,229,400
Estimated Revenue: Appropriations County Grants Fund	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund	909,212 5,200 \$4,113,900 \$50,000 \$4,163,900 \$4,158,700 5,200 \$4,163,900 \$10,229,400 2,724,100
Estimated Revenue: Appropriations County Grants Fund	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations	909,212 5,200 \$4,113,900 \$50,000 \$4,163,900 \$4,158,700 5,200 \$4,163,900 \$10,229,400
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue	\$10,229,400 \$12,953,500 \$12,000 \$4,163,900 \$4,163,900
Estimated Revenue: Appropriations County Grants Fund	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund	909,212 5,200 \$4,113,900 \$50,000 \$4,163,900 \$4,158,700 5,200 \$4,163,900 \$10,229,400 2,724,100
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue	\$10,229,400 \$12,953,500 \$12,000 \$4,163,900 \$4,163,900
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund	\$10,229,400 \$12,200 \$4,113,900 \$4,163,900 \$4,163,900 \$10,229,400 \$10,229,400 \$12,953,500 \$12,953,500
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services	\$909,212 \$5,200 \$4,113,900 \$4,163,900 \$4,163,900 \$4,163,900 \$4,163,900 \$10,229,400 2,724,100 \$12,953,500 \$796,400 525,000
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations E From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center	\$909,212 \$5,200 \$4,113,900 \$4,163,900 \$4,163,900 \$4,163,900 \$4,163,900 \$10,229,400 2,724,100 \$12,953,500 \$796,400 525,000 87,400
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options	909,212 5,200 \$4,113,900 \$4,163,900 \$4,163,900 \$4,163,900 \$4,163,900 \$10,229,400 2,724,100 \$12,953,500 \$796,400 525,000 87,400 69,600
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options Pretrial	\$909,212 \$5,200 \$4,113,900 \$4,163,900 \$4,163,900 \$4,163,900 \$4,163,900 \$10,229,400 2,724,100 \$12,953,500 \$796,400 525,000 87,400
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options	909,212 5,200 \$4,113,900 \$4,163,900 \$4,163,900 \$4,163,900 \$4,163,900 \$10,229,400 2,724,100 \$12,953,500 \$796,400 525,000 87,400 69,600
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options Pretrial Post Trial	\$10,229,400 \$12,724,100 \$10,229,400 \$12,953,500 \$10,600 \$10,600 \$10,682,000
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options Pretrial Post Trial Community Development Block Grant	\$10,229,400 \$12,724,100 \$10,229,400 \$12,953,500 \$10,60
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options Pretrial Post Trial Community Development Block Grant Community Services Board Part C Grant	\$10,229,400 \$12,724,100 \$10,229,400 \$12,953,500 \$10,682,000
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options Pretrial Post Trial Community Development Block Grant Community Services Board Part C Grant Domestic Violence Prosecutor	909,212 5,200 \$4,113,900 \$4,163,900 \$4,163,900 \$4,163,900 \$4,163,900 \$10,229,400 2,724,100 \$12,953,500 \$796,400 525,000 87,400 69,600 426,600 1,682,000 2,271,600 540,400 91,600
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options Pretrial Post Trial Community Development Block Grant Community Services Board Part C Grant Domestic Violence Prosecutor Domestic Violence Victim Advocate (V-STOP)	909,212 5,200 \$4,113,900 \$4,163,900 \$4,163,900 \$4,163,900 \$4,163,900 \$10,229,400 2,724,100 \$12,953,500 \$796,400 525,000 87,400 69,600 426,600 1,682,000 2,271,600 540,400 91,600 32,800
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options Pretrial Post Trial Community Development Block Grant Community Services Board Part C Grant Domestic Violence Prosecutor	909,212 5,200 \$4,113,900 \$4,163,900 \$4,163,900 \$4,163,900 \$4,163,900 \$10,229,400 2,724,100 \$12,953,500 \$796,400 525,000 87,400 69,600 426,600 1,682,000 2,271,600 540,400 91,600
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options Pretrial Post Trial Community Development Block Grant Community Services Board Part C Grant Domestic Violence Prosecutor Domestic Violence Victim Advocate (V-STOP) Families First	909,212 5,200 \$4,113,900 \$4,163,900 \$4,163,900 \$4,163,900 \$10,229,400 2,724,100 \$12,953,500 \$796,400 525,000 87,400 69,600 426,600 1,682,000 2,271,600 540,400 91,600 32,800 480,500
Estimated Revenue: Appropriations County Grants Fund Estimated Revenue:	Local Sources State Transfer from Operating Total Revenues Beginning Fund Balance Total Revenues, Transfers and Reserves Education Transfer to Grants Total Appropriations From Other Governments From the General Fund Total Revenue Commonwealth's Attorney - Adult Drug Court Clerk of the Circuit Court Technology Trust Fund Community Corrections Services Domestic Violence Resource Center Options Pretrial Post Trial Community Development Block Grant Community Services Board Part C Grant Domestic Violence Prosecutor Domestic Violence Victim Advocate (V-STOP)	909,212 5,200 \$4,113,900 \$4,163,900 \$4,163,900 \$4,163,900 \$4,163,900 \$10,229,400 2,724,100 \$12,953,500 \$796,400 525,000 87,400 69,600 426,600 1,682,000 2,271,600 540,400 91,600 32,800

County CIP Fund	Juvenile Drug Court Litter Grant Police - Domestic Violence Coordinator Police - COPS in Schools Police - COPS/Universal Hiring Practices Grant Project Exile Grant (Commonwealth's Attorney) USDA Juvenile Detention Grant Victim/Witness Assistance VJCCCA Total Appropriations	485,000 26,000 47,600 29,100 747,600 140,600 40,000 425,500 1,409,000 \$12,953,500
Estimated Revenue:	Lease/Purchase Proceeds Interest Earnings General Obligation Bonds Transfer from General Fund Transfer from Cash Proffers State Grants/Reimbursements Other Total Revenue	\$14,147,500 236,100 16,649,100 11,683,200 1,918,000 700,000 300,000 \$45,633,900
Appropriations:	County Capital Projects Transfer to the General Fund Total County CIP Funds	\$45,397,800 <u>236,100</u> \$45,633,900
County Maintenance	Projects Fund	
Estimated Revenue:	Transfer from General fund Total Revenue	\$1,200,000 \$1,200,000
Appropriations:	County Maintenance Projects Total County Maintenance Projects	\$1,200,000 \$1,200,000
Cash Proffer Fund		
Estimated Revenue:	Cash Proffers Total Revenues	\$5,516,500 \$5,516,500
Appropriations:	Transfer to County Capital Projects Fund Transfer to School Capital Projects Fund Total Appropriations	\$1,918,000 3,598,500 \$5,516,500
Vehicle & Communic	ations Maintenance Fund	
Estimated Revenue:	Fleet Management Charges Communications Electronics Charges Total Revenue	\$13,988,500 <u>2,077,800</u> \$16,066,300
Appropriations:	Fleet Management Charges Communications Electronics Charges Total Appropriations	\$13,988,500 <u>2,077,800</u> \$16,066,300
Capital Projects Mana	agement Fund	
Estimated Revenue:	Reimbursement for Services Total Revenue	\$646,400 \$646,400
Appropriations:	Capital Projects Management Operations Total Appropriations	\$646,400 \$646,400
Risk Management Fund		
Estimated Revenue:	Operating Revenues Beginning Retained Earnings Total Revenue	\$6,967,400 <u>1,608,400</u> \$8,575,800
Appropriations:	Risk Management Operations Ending Retained Earnings Total Appropriations	\$6,967,400 <u>1,608,400</u> \$8,575,800

Airport Fund

Estimated Revenue: Operating Revenue \$737,100 **Total Revenue** \$737,100

Appropriations: **Airport Operations** \$737,100

Total Appropriations \$737,100

Airport Capital Improvement Fund

Estimated Revenue: Transfer from General Fund \$3,200

State Grants 4.700 Federal Grants 150,000 **Total Revenue** \$157,900

\$157,900 Capital Improvements Appropriations:

> **Total Appropriations** \$157,900

Utilities Fund

Service Charges \$50,594,000 Estimated Revenue:

Capital Cost Recovery Charges 13,849,000 Hydrant/Fire Protection 2,452,600 7,830,700 Other Revenue Anticipated Future Revenue 1,699,700 **Total Revenue** \$76,426,000

\$44,739,800 Appropriations: Operations

Debt Service 7,918,800 17,365,000 Transfer to Capital Projects Payment in Lieu of Taxes 2,452,600 Transfer to Wastewater Improvement Replacement Fund 3,949,800 \$76,426,000

Total Appropriations

Utilities Capital Project Funds

Estimated Revenue: Transfer from Water/Wastewater Improvement/Replacement \$17,365,000

Fund

Total Revenue \$17,365,000

Appropriations: Capital Projects \$17,365,000

Total Appropriations \$17,365,000

Appropriations in addition to those contained in Sec. 2 the general appropriation resolution may be made by the Board only if there is available in the fund an unencumbered and unappropriated sum sufficient to meet such appropriations.

The County Administrator may, as provided herein, Sec. 3 except as set forth in Sections 7, 12, 13, 14, 15, 18, authorize transfer οf and the unencumbered balance or portion thereof from one classification of expenditure to another within the same department or appropriation category. County Administrator may transfer up to \$50,000 from the unencumbered appropriated balance of one appropriation category to another appropriation No more than one transfer may be made category. for the same item causing the need for a transfer, unless the total amount to be transferred for the item does not exceed \$50,000.

Sec. 4 The County Administrator may increase appropriations for non-budgeted revenue that may occur during the fiscal year as follows:

- a) Insurance recoveries received for damage to any county property, including vehicles, for which County funds have been expended to make repairs.
- b) Refunds or reimbursements made to the county for which the county has expended funds directly related to that refund or reimbursement.
- c) Revenue not to exceed \$50,000.
- Sec. 5 All outstanding encumbrances, both operating and capital, in all county funds up to \$15 million, at June 30, 2007 shall be an amendment to the adopted budget and shall be reappropriated to the 2007-2008 fiscal year to the same department and account for which they were encumbered in the previous year. At the close of the fiscal year, all unencumbered appropriations lapse for budget items other than: capital projects; general fund transfers for capital projects and grants; construction reserve for capital projects; reserves for county and school future capital projects; other reserves; District Improvement Funds; donations restricted to specific purposes; federal and state grants, other revenue and program income; Title IV-E funds; cash proffers; Economic Development incentive funds; actual transient occupancy tax revenues received and budgeted expenditures in connection with the Richmond Convention Center; and refunds for offsite and oversized water and wastewater facilities.
- Appropriations designated for capital projects will Sec. 6 not lapse at the end of the fiscal year. The County Administrator may approve transfers between funds to enable the capital projects to be accounted for correctly. Upon completion of a capital project, staff is authorized to close out the project and transfer any remaining balances to the original funding source. The County Administrator may approve construction contract change orders up to an increase of \$49,999 and approve all change orders for reductions to contracts. The Board of Supervisors must approve all change orders of \$50,000 or more or when the aggregate of all changes to a contract exceeds 10% of the original contract amount or 20% if the original contract is for less than \$500,000.
- Sec. 7

 The County Administrator may authorize the transfer of Utilities capital projects funds that are either 20% or up to \$100,000 of the original project cost, whichever is less, from any Utilities capital project to any other Utilities capital project. Should the actual contract price for a project be less than the appropriation, the County Administrator may approve the transfer of excess funds back to the original funding source upon completion of the project.
- Sec. 8 Upon completion of a grant project, the County Administrator is authorized to close the grant and

transfer balances back to the funding source. The County Administrator is authorized to reprogram Community Development Block Grant funds by closing program cost centers and transferring funding to newly approved programs based on adoption by the Board of Supervisors.

- Sec. 9 The County Administrator may reduce revenue and expenditure appropriations related to programs funded all or in part by the Commonwealth of Virginia and/or the federal government to the level approved by the responsible state or federal agency.
- Sec. 10 The Director of Accounting is authorized to make transfers to various funds for which there are transfers budgeted. The Director shall transfer funds only as needed up to amounts budgeted, or in accordance with any existing bond resolutions that specify the manner in which transfers are to be made.
- Sec. 11 The Treasurer may advance monies to and from the various funds of the county to allow maximum cash flow efficiency. The advances must not violate county bond covenants or other legal restrictions that would prohibit such an advance. The Treasurer may also advance cash in support of employee benefit accounts.
- Sec. 12 The County Administrator is authorized to make expenditures from Trust & Agency Funds for the specified reasons for which the funds were established. In no case shall the expenditure exceed the available balance in the fund.
- Sec. 13 The County Administrator is authorized to transfer among appropriation categories and/or appropriate funds in excess of \$50,000 for supplemental retirement, Worker's Compensation, healthcare for retirees, and other compensation costs.
- Sec. 14 The County Administrator may appropriate revenues and increase expenditures in excess of \$50,000 for funds received by the county from asset forfeitures for expenditures related to drug enforcement or other allowable expenditures. The balance of these funds shall not lapse but be carried forward into the next fiscal year.
- Sec. 15 The County Administrator may increase the general fund appropriation in the School Operating Fund contingent upon availability of funds and other circumstances, based on the following schedule:
 - a) Increase general fund transfer/appropriation on December 15 by \$2,000,000.
 - b) Increase general fund transfer/appropriation on February 15 by \$2,000,000.
 - c) Increase general fund transfer/appropriation on May 5 by \$2,000,000.

- Sec. 16 The County Administrator is authorized to reallocate funding sources for capital projects, arbitrage rebates/penalties, and debt service payments and to appropriate bond interest earnings to minimize arbitrage rebates/penalties. This authority includes the appropriation of transfers among funds to accomplish such reallocations. Budgets for specific capital projects will not be increased beyond the level authorized by Sections 3 and 4.
- Sec. 17 Salaries for Planning Commissioners will be increased equivalent to the merit increase county employees are eligible for. The effective date for pay increases, including the Planning Commission and the Board of Supervisors, may cross fiscal years. Increases will be effective on the first day of the pay period that includes July 1.
- Sec. 18 The County Administrator is authorized to approve transfers among funds and capital projects as long as total net appropriation is not increased.
- Sec. 19 The Utilities Department rate stabilization reserve shall be maintained as per guidelines outlined below:
 - a) The minimum annual contribution to the reserve will be 50% of the previous year's depreciation on fixed assets.
 - c) The annual contribution to the reserve will continue until 100% of accumulated depreciation on the fixed assets is funded. If at the beginning of a fiscal year a reserve balance exceeds 100% of accumulated depreciation, a reduction in the annual contribution may be considered.
 - c) Funds cannot be used from the rate stabilization reserve if the balance falls below 25% of that utility's fixed asset accumulated depreciation, other than for Utility internal borrowing purposes.
 - f) The declaration of a financial emergency by the Director of Utilities and a corresponding four-fifths vote by the Board of Supervisors at a publicly advertised meeting declaring the existence of such an emergency is required to suspend Sec. 19a, Sec. 19b, and Sec. 19c.
- Sec. 20 Upon adoption of this resolution, the School Board and/or the School Superintendent may make expenditure and revenue changes within the school fund as follows:
 - a) Transfers of \$50,000 or less are subject to the approval of the Superintendent.

- b) Transfers of \$50,001 to \$499,999 require the approval of the Superintendent and the School Board.
- c) Transfers of \$500,000 or more require the approval of the Superintendent, the School Board, and the Board of Supervisors.

The School Board and/or the School Superintendent shall prepare a budget status report reflecting changes to the approved school budget between appropriation categories, as amended, and the report shall be presented to the County Administrator quarterly.

- Sec. 21 The County Administrator is authorized to reclassify, without resulting in a net increase, budgeted revenues to accommodate implementation of the state's Personal Property Tax Relief Act reimbursement as well as the implementation of the state communications sales and use tax, and the 9-1-1 fees and taxes.
- Sec. 22 In accordance with the requirements set forth in Section 58.1-3524(C)(2) and Section 58.1-3912(E) of the Code of Virginia, as amended by Chapter 1 of the Acts of Assembly (2004 Special Session 1) and as set forth in Item 503.E (Personal Property Tax Relief Program) of Chapter 951 of the 2005 Acts of Assembly, any qualifying vehicle situated within the County commencing January 1, 2006, shall receive personal property tax relief in the following manner:
 - a) Personal use vehicles valued at \$1,000 or less will be eligible for 100% tax relief;
 - b) Personal use vehicles valued at \$1,001 to \$20,000 will be eligible for 61% tax relief;
 - c) Personal use vehicles valued at \$20,001 or more shall receive 61% tax relief on the first \$20,000 of value; all other vehicles which do not meet the definition of "qualifying" (business use vehicles, farm use vehicles, motor homes, etc.) will not be eligible for any form of tax relief under this program.
 - d) Pursuant to authority conferred in Item 503.D of the 2005 State Appropriations Act, the County Treasurer shall issue a supplemental personal property tax bill in the amount of 100 percent of tax due without regard to any former entitlement to state PPTRA relief, plus applicable penalties and interest, to any taxpayer whose taxes with respect to a qualifying vehicle for tax year 2006 or any prior tax year remain unpaid on September 1, 2007, or such date as state funds for reimbursement of the state share of such bill have become unavailable, whichever occurs first.
 - e) Penalty and interest with respect to bills issued pursuant to this section shall be computed on the entire amount of tax owed. Interest shall be computed at the rate

provided in Section 9-51 of the county code from the original due date of the tax.

- Sec. 23 The County Administrator is authorized to reduce a department's current year budget appropriation by a dollar amount equal to the prior year's overspending inclusive of encumbrances carried forward.
- Sec. 23 The County Administrator is authorized to reduce a department's current year budget appropriation by a dollar amount equal to the prior year's overspending inclusive of encumbrances carried forward.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

Mr. Ramsey thanked Board members and all of the staff involved in the budget process.

8.B. STREETLIGHT INSTALLATION COST APPROVALS

On motion of Mrs. Humphrey, seconded by Mr. King, the Board approved the following streetlight installations:

Bermuda District

• In the Chester Subdivision, on Richmond Street, in the vicinity of 12240, on the existing pole Cost to install streetlight: \$3.57

- In the Chester Subdivision, on Percival Street, near the intersection of Snead Street, in the vicinity of 12549, on the existing pole Cost to install streetlight: \$3.57
- In the Rayon Park Subdivision, on Rycliff Avenue in the vicinity of 2915
 Cost to install streetlight: \$387.14
- In the Crescent Park Subdivision, at the following locations noted along Oak Lawn Street:

Normandale Avenue and Oak Lawn Street Cost to install streetlight: \$238.17

Oak Lawn Street, vicinity of 8916/8917 Cost to install streetlight: \$3.57

Oak Lawn Street, vicinity of 8915 Cost to install streetlight: \$3.57

Oak Lawn Street, vicinity of 9017 Cost to install streetlight: \$3.57

Oak Lawn Street, vicinity of 9230 Cost to install streetlight: \$204.12

Oak Lawn Street, vicinity of 9117 Cost to install streetlight: \$3.57

Oak Lawn Street, vicinity of 9225 Cost to install streetlight: \$3.57

In the Rivers Bend Subdivision, Rivers Bend Circle,
 In the vicinity of 601
 Cost to install streetlight: \$825.24

Dale District

- In the Jessup Farms Subdivision, on Bayview Drive, in the vicinity of 5125, on the existing pole Cost to install streetlight: \$157.07
- In the Old Coach Hills Subdivision, on Tandem Drive, in the vicinity of 4911, on the existing pole Cost to install streetlight: \$784.49
- In the Marlboro Subdivision, on Rudyard Road, in the vicinity of 6507, on the existing pole Cost to install streetlight: \$495.76
- In the Hollymeade Subdivision, at the intersection of Croft Crossing Drive and Lockberry Ridge Loop Cost to install streetlight: \$384.38
- In the Hollymeade Subdivision, on Lockberry Ridge Loop, in the vicinity of 9519
 Cost to install streetlight: \$386.13

- In the Hollymeade Subdivision, on Lockberry Ridge Loop, in the vicinity of 9600 Cost to install streetlight: \$384.38
- In the Hollymeade Subdivision, on Lockberry Ridge Loop, in the vicinity of 9672
 Cost to install streetlight: \$401.46

Matoaca District

 On Sappony Road, in the vicinity of 21301, on the existing pole
 Cost to install streetlight: \$717.85

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

8.C. APPOINTMENTS

On motion of Mrs. Humphrey, seconded by Mr. Barber, the Board suspended it rules at this time to allow for simultaneous nomination/appointment of members to serve on the Chesterfield Community Services Board, Disability Services Board and Committee on the Future.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

8.C.1. CHESTERFIELD COMMUNITY SERVICES BOARD

On motion of Mrs. Humphrey, seconded by Mr. Barber, the Board simultaneously nominated/appointed Mr. Michael W. Giancaspro to serve as an at-large member on the Community Services Board, whose term is effective May 1, 2006 and expires December 31, 2008.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

8.C.2. DISABILITY SERVICES BOARD

On motion of Mrs. Humphrey, seconded by Mr. Warren, the Board simultaneously nominated/appointed Ms. Lorie Williams, representing the county at-large, Ms. Jo Ellen Hetherington, representing the Matoaca District, and Mr. Henry Shehi representing the Clover Hill District, to serve on the Disability Services Board, whose terms are effective immediately and expire December 31, 2008.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

8.C.3. COMMITTEE ON THE FUTURE

On motion of Mrs. Humphrey, seconded by Mr. Barber, the Board simultaneously nominated/appointed Mr. Kevin Salminen, representing the Matoaca District, Ms. Liu Jen Chu, representing the Clover Hill District, and Ms. Dianne

Mallory, representing the Midlothian District, to serve on the Committee on the Future at the pleasure of the Board.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

8.D. CONSENT ITEMS

On motion of Mr. Barber, seconded by Mr. King, the Board removed Item 8.D.6., Authorize the Transfer of \$50,000 in the Midlothian District Improvement Funds to the Planning Department to Retain Planning Consultant Services to Update the Midlothian Village Plan, Contingent Upon Receiving \$50,000 in Matching Funds from the Midlothian Village Volunteer Coalition, from the Consent Agenda for public comment.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

Mr. Miller excused himself from the meeting.

8.D.1. REQUEST FOR A MUSIC/ENTERTAINMENT FESTIVAL PERMIT FOR CHESTERFIELD BERRY FARM'S MUSIC FESTIVAL SERIES ON SATURDAYS AND SUNDAYS THROUGHOUT MAY 2006

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board granted a request for a music/entertainment festival permit for Chesterfield Berry Farm's Music Festival Series on Saturdays and Sundays throughout May 2006.

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.2. ADOPTION OF RESOLUTIONS

8.D.2.a. SUPPORTING THE CAPTAIN JOHN SMITH CHESAPEAKE NATIONAL HISTORIC WATER TRAIL FEASIBILITY STUDY

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board adopted the following resolution:

WHEREAS, the County of Chesterfield, Virginia desires to commemorate the 400th anniversary of the English settlement of America and Captain John Smith's monumental voyages of exploration in the Chesapeake Bay; and

WHEREAS, Captain Smith's exploration of the lower Chesapeake Bay and tributaries comprised a significant portion of his voyages in 1608. when Smith explored and mapped the lower Chesapeake region, met and traded with Virginia Indians along the way, and traveled to many of our region's present day towns and communities; and

WHEREAS, at the time of Captain Smith's arrival, the lower Chesapeake Bay was home to a substantial population of Virginia Indians whose knowledge and trade goods were

essential to the survival of the English settlement at Jamestown; and

WHEREAS, on account of the leadership of Representative J. Randy Forbes, Senator John Warner and Senator George Allen, the U.S. Congress passed legislation authorizing the National Park Service to study the feasibility of establishing the Captain John Smith Chesapeake National Historic Water Trail as a unit of the National Trail System; and

WHEREAS, the National Park Service is currently conducting the trail feasibility study; and

WHEREAS, our community's historic and recreational resources generate significant economic revenue from heritage tourism, and the Captain John Smith Chesapeake National Historic Water Trail would make an important new addition to these resources; and

WHEREAS, the Captain John Smith Chesapeake National Historic Water Trail would provide an excellent opportunity for the public to learn about Virginia Indian history and early English settlement, as well as the tributary rivers to the Chesapeake Bay.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Chesterfield County, Virginia pledges its support for the National Park Service's Captain John Smith Chesapeake National Historic Water Trail feasibility study, is eager to participate in support of the study process and urges the National Park Service to complete it on an expedited basis.

AND, BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Secretary of the Interior, the Director of the National Park Service, and members of the Virginia Congressional Delegation.

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.2.b. ADOPTING THE HAZARD MITIGATION PLAN AS REQUIRED BY THE DISASTER MITIGATION ACT OF 2000

WHEREAS, the Disaster Mitigation Act of 2000, as amended, requires that local governments develop and adopt natural hazard mitigation plans in order to receive certain federal assistance, and

WHEREAS, the safety and protection of the citizens and property are the foremost concern to the Board of Supervisors of Chesterfield County, and

WHERAS, the addition of the Hazard Mitigation Plan to the Chesterfield Emergency Operations Plan will bring

Chesterfield County compliant with the Disaster Mitigation Act of 2000 standards, and

WHEREAS, a Mitigation Advisory Committee ("MAC") comprised of representatives from the counties of Chesterfield, Dinwiddie, Greensville, Prince George, Surry, and Sussex; the cities of Colonial Heights, Emporia, Hopewell, and Petersburg; and the towns of Claremont, Dendron, Jarratt, McKenney, Stony Creek, Surry, Wakefield, and Waverly was convened in order to study the Crater Region's risks from and vulnerabilities to natural hazards, and to make recommendations on mitigating the effects of such hazards on the Crater Region; and

WHEREAS, the Board of Supervisors desires and the Commonwealth of Virginia and Federal Government require the adoption of the appropriate planned protection measures.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Chesterfield this 12 day of April 2006 that it hereby adopts the Chesterfield County Hazard Mitigation Plan as written to be added to the basic plan of county emergency management.

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.2.c. SUPPORTING THE NOMINATION OF THE BERMUDA HUNDRED ARCHEOLOGICAL AND HISTORIC DISTRICT TO THE NATIONAL REGISTER OF HISTORIC PLACES

Mr. King stated that adding Bermuda Hundred to the National Register of Historic Places will do nothing to endanger the working relationship with industry in Bermuda Hundred. He further stated Bermuda Hundred is known throughout the world, and he was surprised to find that it was not already on the national register.

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board adopted the following resolution:

WHEREAS, the Chesterfield Historical Society has applied to the Virginia Department of Historic Resources for nomination of the Bermuda Hundred National Archaeological and Historic District to the Federal Register of Historic Places; and

WHEREAS, the Historic District generally includes the properties of the Bermuda Hundred Village and the county-owned Brown and Williamson Conservation area; and

WHEREAS, Bermuda Hundred was the principal settlement of the Appomattox Indians for hundreds of years before their removal in 1611; and

WHEREAS, Bermuda Hundred has been continuously occupied since it was established by the Virginia Company in 1613 and was fortified by Sir Thomas Dale; and

WHEREAS, John Rolfe and Pocahontas lived in Bermuda Hundred and cultivated some of the first commercially cultivated tobacco; and

WHEREAS, Bermuda Hundred was the site of the first private landownership; and in 1688, Bermuda Hundred became the first incorporated town in America; and

WHEREAS, Bermuda Hundred was the site of significant colonial, Revolutionary War, and Civil War activity; and

WHEREAS, the community has significant African-American history including the oldest predominately black Baptist church in the county, First Baptist Church Bermuda Hundred, and some of the first homes owned by African Americans in America; and

WHEREAS, the designation will not be detrimental in any way to the adjoining industrial properties and the designation will include only those properties that have been voluntarily included.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 12th day of April 2006, recognizes and supports the Chesterfield Historical Society's nomination of the Bermuda Hundred Archaeological and Historic District to the Federal Register of Historic Places.

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.2.d RECOGNIZING MS. PAT CLARK UPON RECEIPT OF THE CHESTERFIELD BUSINESS COUNCIL'S BERNARD L. SAVAGE AWARD FOR 2006

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board adopted the following resolution:

WHEREAS, each year, the Chesterfield Business Council selects a deserving person or business to receive the Bernard L. Savage Community Service Award; and

WHEREAS, this award recognizes an individual or business for selflessly giving time, talent, and/or other resources to promote and enhance the quality of life in Chesterfield County; and

WHEREAS, the recipient of the 2006 Bernard L. Savage Community Service Award is Ms. Pat Clark; and

WHEREAS, Ms. Clark is Vice President and Managing Broker, Long and Foster Realtors, Midlothian office, and former President, Prudential Savage and Company Realtors; and

WHEREAS, Ms. Clark manages the largest Long and Foster office in the Richmond region; and

WHEREAS, Ms. Clark was Long and Foster's Richmond region Manager of the Year for both 2004 and 2005; and

WHEREAS, Ms. Clark is listed in the 2002 edition of the Who's Who in Executives and Businesses Nationwide Register; and

WHEREAS, Ms. Clark was named "One of the Most Powerful Women in Real Estate" in 1999 by National Relocation and Real Estate Magazine; and

WHEREAS, despite her many business commitments, Ms. Clark serves on the Board of Directors of the Bon Secours Richmond Health System; the Community Advisory Board of Bon Secours St. Francis Medical Center; the Board of Directors, Longwood University, College of Business and Economics; the Advisory Board, Needle's Eye Ministries; and sponsors meeting rooms for the Chesterfield Business Council; BNI Networking Groups, Career Prospectors and other groups; and

WHEREAS, Ms. Clark has also served on the Board of Directors, Greater Richmond YMCA; as chair, Annual Giving Campaign, Midlothian YMCA; on the Board of Managers, Midlothian YMCA; as co-chair, Parade of Play Homes Fundraiser, Midlothian YMCA; the Board of Directors, Interfaith Housing Council; and as a volunteer with Noah's Children Pediatric Hospice and the Columbia Hospice Program; and as a lector and past member of the Parish Council, St. Edward the Confessor Catholic Church in Bon Air.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors congratulates Ms. Pat Clark on receiving this prestigious award, and recognizes Ms. Clark not only for her outstanding accomplishments in business, but for the many ways in which she has chosen to give back to her community in order to make life better for others.

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.2.e. RECOGNIZING MR. CHRISTOPHER IAN DONAHER UPON ATTAINING RANK OF EAGLE SCOUT

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board adopted the following resolution:

WHEREAS, the Boy Scouts of America was incorporated by Mr. William D. Boyce on February 8, 1910, and was chartered by Congress in 1916; and

WHEREAS, the Boy Scouts of America was founded to build character, provide citizenship training and promote physical fitness; and

WHEREAS, after earning at least twenty-one merit badges in a wide variety of skills including leadership, service and outdoor life, serving in a leadership position in a troop, carrying out a service project beneficial to his community, being active in the troop, demonstrating Scout spirit, and living up to the Scout Oath and Law; and

WHEREAS, Mr. Christopher Ian Donaher, Troop 837, sponsored by Chester Baptist Church, has accomplished those high standards of commitment and has reached the long-sought goal of Eagle Scout, which is earned by only four percent of those individuals entering the Scouting movement; and

WHEREAS, growing through his experiences in Scouting, learning the lessons of responsible citizenship, and endeavoring to prepare himself for a role as a leader in society, Chris has distinguished himself as a member of a new generation of prepared young citizens of whom we can all be very proud.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this $12^{\rm th}$ day of April 2006, publicly recognizes Mr. Christopher Ian Donaher, extends congratulations on his attainment of Eagle Scout, and acknowledges the good fortune of the county to have such an outstanding young man as one of its citizens.

Ayes: King, Barber, Humphrey and Warren.
Navs: None

Nays: None. Absent: Miller.

8.D.2.f. AUTHORIZING ENTERING INTO A LEASE/PURCHASE AGREEMENT, A TRUST AGREEMENT, AND OTHER RELATED AGREEMENTS IN CONNECTION WITH CERTIFICATES OF PARTICIPATION FINANCING FOR THE COMMUNITY DEVELOPMENT BUILDING PROJECT AND THE FINANCE/HUMAN RESOURCES INFORMATION SYSTEM PROJECT

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board adopted the following resolution:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF CHESTERFIELD, VIRGINIA, APPROVING THE FORMS AND THE TERMS, CONDITIONS AND PROVISIONS AND AUTHORIZING THE EXECUTION AND DELIVERY OF A THIRD SUPPLEMENTAL LEASE/PURCHASE AGREEMENT, DATED AS OF APRIL 15, 2006, BY AND BETWEEN SUNTRUST LEASING CORPORATION, AS LESSOR, AND THE COUNTY, AS LESSEE, SUPPLEMENTING A LEASE/PURCHASE AGREEMENT, DATED AS OF JANUARY 1, 2001, BY AND BETWEEN SUCH PARTIES, AND A THIRD SUPPLEMENTAL TRUST AGREEMENT, DATED AS OF APRIL 15, 2006, BY AND AMONG THE COUNTY, SUNTRUST BANK, AS TRUSTEE, AND SUNTRUST LEASING CORPORATION, SUPPLEMENTING A TRUST AGREEMENT, DATED AS OF JANUARY 1, 2001, BY AND AMONG SUCH PARTIES, IN CONNECTION WITH THE AUTHORIZATION, ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED \$3,565,000 PRINCIPAL AMOUNT OF CERTIFICATES OF PARTICIPATION, SERIES 2006A, TO FINANCE A PORTION OF THE COST OF ACQUISITION AND INSTALLATION OF A FINANCIAL/HUMAN RESOURCES INFORMATION SYSTEM FOR THE COUNTY; APPROVING THE FORMS AND THE TERMS, CONDITIONS AND PROVISIONS AND AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND SUPPLEMENTAL LEASE/PURCHASE AGREEMENT, DATED AS OF APRIL 15, 2006, BY AND BETWEEN SUNTRUST LEASING CORPORATION, AS LESSOR, AND THE COUNTY, AS LESSEE, SUPPLEMENTING A LEASE/PURCHASE AGREEMENT, DATED AS OF MARCH 1, 2004, BY AND BETWEEN SUCH PARTIES, AND A SECOND SUPPLEMENTAL TRUST AGREEMENT, DATED AS OF APRIL 15, 2006, BY AND AMONG THE COUNTY, SUNTRUST BANK, AS TRUSTEE, AND SUNTRUST LEASING CORPORATION, SUPPLEMENTING A TRUST AGREEMENT, DATED AS OF MARCH 1, 2004, BY AND AMONG SUCH PARTIES, IN CONNECTION WITH THE AUTHORIZATION, ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED \$8,395,000 PRINCIPAL AMOUNT OF CERTIFICATES OF PARTICIPATION, SERIES 2006B, TO FINANCE A PORTION OF THE COST OF ACQUISITION, CONSTRUCTION, INSTALLATION, FURNISHING AND EQUIPPING OF A NEW COMMUNITY DEVELOPMENT BUILDING AUTHORIZING AND DIRECTING THE

PREPARATION AND DISTRIBUTION OF A PRELIMINARY OFFERING STATEMENT AND THE PREPARATION, EXECUTION AND DELIVERY OF AN OFFERING STATEMENT AND DEEMING THE PRELIMINARY OFFERING STATEMENT FINAL FOR PURPOSES OF SECURITIES AND EXCHANGE COMMISSION RULE 15c2-12; DELEGATING TO THE COUNTY ADMINISTRATOR THE AUTHORITY, AMONG OTHER THINGS, TO APPROVE THE SALE OF THE CERTIFICATES AND THE DEFINITIVE DETAILS OF THE CERTIFICATES; AUTHORIZING THE MEMBERS OF SUCH BOARD AND THE OFFICIALS AND EMPLOYEES OF SUCH COUNTY TO TAKE FURTHER ACTION TO CARRY OUT, GIVE EFFECT TO AND CONSUMMATE THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION; AND MAKING CERTAIN FINDINGS AND DETERMINATIONS

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF CHESTERFIELD, VIRGINIA, AS FOLLOWS:

- SECTION 1. Findings and Determinations. The Board of Supervisors (the "Board") of the County of Chesterfield, Virginia (the "County"), hereby finds and determines as follows:
- (a) The Board in a resolution adopted by the Board on January 10, 2001 (the "January 10, 2001 Resolution") determined that it was advisable for the County to enter into a Ground Lease, dated as of January 1, 2001 (the "2001 Ground Lease"), by and between the County, as lessor, and SunTrust Leasing Corporation (the "Leasing Corporation"), as lessee, providing for the leasing by the County to the Leasing Corporation of the sites for the County's existing Juvenile Detention Home, Juvenile Courts Building and Information Systems Technology Building and an Airport Hangar at the Chesterfield County Airport and such buildings now or hereafter existing thereon.
- (b) The Board in the January 10, 2001 Resolution determined that it was advisable for the County to enter into a Lease/Purchase Agreement, dated as of January 1, 2001 (the "2001 Lease/Purchase Agreement"), by and between the SunTrust Leasing Corporation (the "Leasing Corporation"), as lessor, and the County, as lessee, providing for the leasing by the County from the Leasing Corporation of the Project as defined in the 2001 Lease/Purchase Agreement (the "2001 Project"), including the Finance/Human Resources Information System.
- (c) The Board in the January 10, 2001 Resolution determined that it was advisable for the County to enter into a Trust Agreement, dated as of January 1, 2001 (the "2001 Trust Agreement"), by and among SunTrust Bank, as Trustee (the "Trustee"), the Leasing Corporation and the County.
- (d) On January 24, 2001, there were issued under the 2001 Trust Agreement, \$13,725,000 principal amount of Certificates of Participation, Series 2001, dated January 1, 2001 (the "Series 2001 Certificates"), for the purpose of financing a portion of the costs of the acquisition, construction, installation, furnishing and equipping of the 2001 Project, including the Finance/Human Resources Information System.
- (e) The 2001 Trust Agreement authorizes the issuance of Additional Certificates payable from rentals payable under

- the 2001 Lease/Purchase Agreement and entitled to the lien and charge securing the Outstanding Certificates issued under the 2001 Trust Agreement to pay any Cost of the Project described in the 2001 Trust Agreement which is not provided from the proceeds of the Series 2001 Certificates.
- (f) The Board has determined that it is advisable for the County to enter into (i) a Third Supplemental Lease/Purchase Agreement, dated as of April 15, 2006 (the "2001 Third Supplemental Lease/Purchase Agreement"), by and between the Leasing Corporation, as lessor, and the County, as lessee, supplementing the 2001 Lease/Purchase Agreement and (ii) a Third Supplemental Trust Agreement, dated as of April 15, 2006 (the "2001 Third Supplemental Trust Agreement"), by and among the Trustee, the Leasing Corporation and the County, supplementing the 2001 Trust Agreement, in connection with the issuance of not to exceed \$3,565,000 principal amount of Certificates of Participation, Series 2006A (the "Series 2006A Certificates"), as Additional Certificates under the 2001 Trust Agreement for the purpose of financing additional costs of the 2001 Project, including the Finance/Human Resources Information System.
- (g) The Board in a resolution adopted by the Board on March 10, 2004, as amended by a resolution adopted on April 14, 2004 (the "March 10, 2004 Resolution"), determined that it was advisable for the County to enter into a Ground Lease, dated as of March 1, 2004 (the "2004 Ground Lease"), by and between the County, as lessor, and the Leasing Corporation, as lessee, providing for the leasing by the County to the Leasing Corporation of the sites for a new Community Development Building, the Chester House Rehabilitative Facility and an Airport Hangar Project (comprised of a new corporate hangar and a new T-hangar) at the Chesterfield County Airport and such buildings now or hereafter existing thereon.
- (h) The Board in the March 10, 2004 Resolution determined that it was advisable for the County to enter into a Lease/Purchase Agreement, dated as of March 1, 2004 (the "2004 Lease/Purchase Agreement"), by and between the Leasing Corporation, as lessor, and the County, as lessee, providing for the leasing by the County from the Leasing Corporation of the Project as defined in the 2004 Lease/Purchase Agreement (the "2004 Project"), including a new Community Development Building.
- (i) The Board in the March 10, 2004 Resolution determined that it was advisable for the County to enter into a Trust Agreement, dated as of March 1, 2004 (the "2004 Trust Agreement"), by and among the Trustee, the Leasing Corporation and the County.
- (j) On April 15, 2004, there were issued under the 2004 Trust Agreement, \$6,990,000 principal amount of Certificates of Participation, Series 2004B, dated April 15, 2004 (the "Series 2004B Certificates"), for the purpose of financing a portion of the costs of the acquisition, construction, installation, furnishing and equipping of the 2004 Project, including a new Community Development Building and an Airport Hangar Project (comprised of a new corporate hangar and a new T-hangar) at the Chesterfield County Airport.

- (k) The 2004 Trust Agreement authorizes the issuance of Additional Certificates payable from rentals payable under the 2004 Lease/Purchase Agreement and entitled to the lien and charge securing the Outstanding Certificates issued under the 2004 Trust Agreement to pay any Cost of the Project described in the 2004 Trust Agreement which is not provided from the proceeds of the Series 2004B Certificates.
- (1) The Board has determined that it is advisable for the County to enter into (i) a Second Supplemental Lease/Purchase Agreement, dated as of April 15, 2006 (the "2004 Second Supplemental Lease/Purchase Agreement"), by and between the Leasing Corporation, as lessor, and the County, as lessee, supplementing the 2004 Lease/Purchase Agreement and (ii) a Second Supplemental Trust Agreement, dated as of April 15, 2006 (the "2004 Second Supplemental Trust Agreement"), by and among the Trustee, the Leasing Corporation and the County, supplementing the 2004 Trust Agreement, in connection with the issuance of not to exceed \$8,395,000 principal amount of Certificates of Participation, Series 2006B (the "Series 2006B Certificates"), as Additional Certificates under the 2004 Trust Agreement for the purpose of financing additional costs of the 2004 Project, including a new Community Development Building and an Airport Hangar Project (comprised of a new corporate hangar and a new Thangar) at the Chesterfield County Airport.
- (m) The Board has determined that it is advisable to take certain other actions in connection with the authorization, issuance, sale and delivery of the Certificates, including delegating to the County Administrator the authority, among other things, to approve the interest rates for and other details of the Certificates.

SECTION 2. <u>Definitions</u>.

"Certificates" shall mean collectively the Series 2006A Certificates and the Series 2006B Certificates.

"<u>Leasing Corporation</u>" shall mean SunTrust Leasing Corporation, a corporation organized and existing under the laws of Commonwealth of Virginia.

"Project" shall have the meaning given to such term in each of the 2001 Lease/Purchase Agreement and the 2004 Lease/Purchase Agreement. "Projects" shall mean collectively the Project as such term is defined in the 2001 Lease/Purchase Agreement and the Project as such term is defined in the 2004 Lease/Purchase Agreement.

"Series 2006A Certificates" shall mean the not to exceed \$3,565,000 principal amount of Certificates of Participation, Series 2006A, to be issued as Additional Certificates under the 2001 Trust Agreement.

"Series 2006B Certificates" shall mean the not to exceed \$8,395,000 principal amount of Certificates of Participation, Series 2006B, to be issued as Additional Certificates under the 2004 Trust Agreement.

"Trustee" shall mean SunTrust Bank, a banking corporation organized and existing under the laws of the State of Georgia and having a corporate trust office in the City of Richmond, Virginia.

- "2001 Lease/Purchase Agreement" shall mean the Lease/Purchase Agreement, dated as of January 1, 2001, by and between the Leasing Corporation, as lessor, and the County, as lessee.
- "2001 Third Supplemental Lease/Purchase Agreement" shall mean the Third Supplemental Lease/Purchase Agreement, dated as of April 15, 2006, by and between the Leasing Corporation, as lessor, and the County, as lessee, supplementing the 2001 Lease/Purchase Agreement.
- "2001 Third Supplemental Trust Agreement" shall mean the Third Supplemental Trust Agreement, dated as of April 15, 2006, by and among the Trustee, the Leasing Corporation and the County, supplementing the 2001 Trust Agreement.
- " $\underline{2001}$ Trust Agreement" shall mean the Trust Agreement, dated as of January 1, 2001, by and among the Trustee, the Leasing Corporation and the County.
- "2004 Second Supplemental Lease/Purchase Agreement" shall mean the Second Supplemental Lease/Purchase Agreement, dated as of April 15, 2006, by and between the Leasing Corporation, as lessor, and the County, as lessee, supplementing the 2004 Lease/Purchase Agreement.
- "2004 Second Supplemental Trust Agreement" shall mean the Second Supplemental Trust Agreement, dated as of April 15, 2006, by and among the Trustee, the Leasing Corporation and the County, supplementing the 2004 Trust Agreement.
- "2004 Lease/Purchase Agreement" shall mean the Lease/Purchase Agreement, dated as of March 1, 2004, by and between the Leasing Corporation, as lessor, and the County, as lessee.
- " $\underline{2004\ \text{Trust}\ \text{Agreement}}$ " shall mean the Trust Agreement, dated as of March 1, 2004, by and among the Trustee, the Leasing Corporation and the County.
- SECTION 3. <u>Additional Findings and Determinations</u>. The Board hereby further finds and determines as follows:
- (a) The leasing of each of the Projects is presently essential to the County and are anticipated to continue to be essential to the County.
- (b) (i) The representations set forth in Section 2.1 of the 2001 Lease/Purchase Agreement, as supplemented by the 2001 Third Supplemental Lease/Purchase Agreement, are true and correct on and as of the date of adoption of this resolution.
- (ii) The statements set forth in Section 4.4 of the 2001 Lease/Purchase Agreement, as supplemented by the 2001 Third Supplemental Lease/Purchase Agreement, accurately reflect the intention of the Board with respect to the subject matter thereof, subject to the qualification recited therein that the Board is not empowered to make any commitment beyond the current fiscal year of the County.
- (c) (i) The representations set forth in Section 2.1 of the 2004 Lease/Purchase Agreement, as supplemented by the 2004 Second Supplemental Lease/Purchase Agreement, are true

and correct on and as of the date of adoption of this resolution.

(ii) The statements set forth in Section 4.4 of the 2004 Lease/Purchase Agreement, as supplemented by the 2004 Second Supplemental Lease/Purchase Agreement, accurately reflect the intention of the Board with respect to the subject matter thereof, subject to the qualification recited therein that the Board is not empowered to make any commitment beyond the current fiscal year of the County.

SECTION 4. Approval of the Form of the 2001 Third Supplemental Lease/Purchase Agreement and the Terms, Conditions and Provisions Thereof; Execution and Delivery of the 2001 Third Supplemental Lease/Purchase Agreement. The form of the 2001 Third Supplemental Lease/Purchase Agreement presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof (including in particular the Base Payments and Additional Base Payments required to be paid thereunder as the same shall be set forth the exhibits thereto and the other rental payments required to be paid thereunder) are hereby approved, ratified and confirmed, and the County Administrator or any Deputy County Administrator is hereby authorized and directed to execute and deliver to the Leasing Corporation the 2001 Third Supplemental Lease/Purchase Agreement in such form, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon the advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.

SECTION 5. Approval of the Form of the 2001 Third Supplemental Trust Agreement and the Terms, Conditions and Provisions Thereof; Execution and Delivery of the 2001 Third Supplemental Trust Agreement. The form of the 2001 Third Supplemental Trust Agreement presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof, are hereby approved, ratified and confirmed, and the County Administrator or any Deputy County Administrator is hereby authorized and directed to execute and deliver the 2001 Third Supplemental Trust Agreement to the Trustee and the Leasing Corporation, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon the advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.

SECTION 6. Approval of the Form of the 2004 Second Supplemental Lease/Purchase Agreement and the Terms, Conditions and Provisions Thereof; Execution and Delivery of the 2004 Second Supplemental Lease/Purchase Agreement. The form of the 2004 Second Supplemental Lease/Purchase Agreement presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof (including in particular the Base Payments and Additional Base Payments required to be paid thereunder as the same shall be set forth in the exhibits thereto and the other rental payments required to be paid thereunder) are hereby approved, ratified and confirmed, and the County Administrator or any Deputy County Administrator is hereby authorized and directed to

execute and deliver to the Leasing Corporation the 2004 Second Supplemental Lease/Purchase Agreement in such form, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon the advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.

- SECTION 7. Approval of the Form of the 2004 Second Supplemental Trust Agreement and the Terms, Conditions and Provisions Thereof; Execution and Delivery of the 2004 Second Supplemental Trust Agreement. The form of the 2004 Second Supplemental Trust Agreement presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof, are hereby approved, ratified and confirmed, and the County Administrator or any Deputy County Administrator is hereby authorized and directed to execute and deliver the 2004 Second Supplemental Trust Agreement to the Trustee and the Leasing Corporation, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon the advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.
- (a) The Board hereby approves the appointment of SunTrust Bank as Trustee under the 2006 Trust Agreement.
- SECTION 8. Preparation and Distribution of Preliminary Offering Statement and Preparation, Execution and Delivery of Offering Statement; Preliminary Offering Statement "Deemed Final" for Purposes of Rule 15c2-12 of the Securities and Exchange Commission. (a) The County Administrator and other appropriate officials and employees of the County are hereby authorized and directed to prepare and distribute or disseminate, or cause to be prepared and distributed or disseminated, to prospective purchasers of the Certificates a Preliminary Offering Statement relating to the Certificates (the "Preliminary Offering Statement"), such Preliminary Offering Statement to be in substantially the form presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted. All actions taken by the officials, employees, agents and attorneys of the County with respect to the preparation and distribution or dissemination of such Preliminary Offering Statement prior to the date hereof are hereby approved, ratified and confirmed.
- (b) The County Administrator and other appropriate officials and employees of the County are hereby authorized and directed to prepare, or to cause to be prepared, an Offering Statement relating to the Certificates (the "Offering Statement"), such Offering Statement to be in substantially the form of the Preliminary Offering Statement with the completion therein of the information with respect to the interest rates to be borne by the Certificates as specified by the successful bidder for the Certificates and other definitive details of the Certificates determined upon the sale of the Certificates to the successful bidder therefor.
- (c) The County Administrator is hereby authorized to execute and deliver to the representative of the purchasers of the Certificates the Offering Statement relating to the

Certificates in accordance with the provisions of the Detailed Notice of Sale relating to the Certificates.

- (d) The Preliminary Offering Statement shall be "deemed final" as of its date for purposes of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934 ("Rule 15c2-12") except for the omission of certain information permitted to be omitted by Rule 15c2-12. The County Administrator is hereby authorized to execute and deliver to the representative of the purchasers of the Certificates a certificate dated the date of the Preliminary Offering Statement stating that the Preliminary Offering Statement is "deemed final" as of its date by the County for purposes of Rule 15c2-12.
- Certificates; SECTION 9. Sale of Details <u>Certificates</u>. (a) There is hereby delegated to the County Administrator authority, without further action by the Board, to approve the sale of the Certificates at competitive sale at not less than 100% of the principal amount thereof, and on such other terms and conditions as shall be provided in the Detailed Notice of Sale relating to the Certificates. The County Administrator is hereby authorized to cause to be published and distributed a Detailed Notice of Sale relating to the Certificates in such form and containing such terms and conditions as he may deem advisable, subject to the provisions hereof. In lieu of publishing the full text of the Detailed Notice of Sale relating to the Certificates in accordance with the provisions of the immediately preceding sentence, the County Administrator is hereby authorized to cause a Summary Notice of Sale of the Certificates in such form as the County Administrator shall approve to be published in The Bond Buyer on a date selected by the County Administrator and is hereby further authorized to cause to be prepared and distributed a Detailed Notice of Sale relating to the Certificates, such Detailed Notice of Sale to be in substantially the form set forth in Appendix F to the Preliminary Offering Statement relating to the Certificates presented to the meeting at which this resolution is being adopted.
- (b) The County is hereby authorized to receive bids for the purchase of the Certificates and, the County Administrator, without further action by the Board, is authorized to approve the acceptance of the bid offering to purchase the Certificates at the lowest true interest cost to the County, computed in accordance with the provisions of the Detailed Notice of Sale; provided that (i) such bid is accompanied by a surety bond meeting the conditions specified in the Detailed Notice of Sale relating to the Certificates and is otherwise in conformity with such Detailed Notice of Sale, (ii) no premium payable upon the redemption of the Certificates shall be in excess of two percent (2%) and (iii) the true interest cost to the County as specified in such bid is not in excess of six percent (6%). The County Administrator is hereby authorized to determine the date of the Certificates, the dates on which interest shall be payable on the Certificates, the maturity dates of the Certificates, the aggregate principal amounts of the Certificates maturing in each year.

- (c) The County Administrator, the Director of Accounting and the County Attorney are hereby authorized to execute and deliver to the purchasers of the Certificates one or more certificates in the forms provided for in the Offering Statement relating to the Certificates.
- (d) The County Administrator is hereby authorized to approve the definitive details of the Certificates as the same shall be set forth in the Detailed Notice of Sale, the Preliminary Offering Statement, the Offering Statement and the bid submitted by the successful bidder for the Certificates.

SECTION 10. $\underline{\text{Tax}}$ Covenant. The County covenants and agrees to comply with the provisions of Sections 103 and 141-150 of the Internal Revenue Code of 1986 and the applicable Treasury Regulations promulgated thereunder throughout the term of the Certificates.

SECTION 11. Further Action of the Board and of the Officials and Employees of the County. The members of the Board and the officials and employees of the County are hereby authorized and directed to take any and all such further action as upon advice of counsel to the County they shall deem necessary or desirable in order to carry out, give effect to and consummate the transactions contemplated by this resolution and by the terms of the 2001 Third Supplemental Lease/Purchase Agreement, the 2001 Third Supplemental Trust Agreement, the 2004 Second Supplemental Lease/Purchase Agreement and the 2004 Second Supplemental Trust Agreement and by any of the documents referred to herein or therein or approved hereby or thereby.

SECTION 12. Repeal of Conflicting Resolutions. All resolutions, or portions thereof, heretofore adopted by the Board which are in conflict or inconsistent with this resolution are hereby repealed to the extent of such inconsistency.

SECTION 13. <u>Effectiveness of Resolution</u>. This resolution shall be effective from and after its adoption.

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.3. APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN DEFENSE SUPPLY CENTER RICHMOND (DSCR) AND CHESTERFIELD FIRE AND EMERGENCY MEDICAL SERVICES DEPARTMENT (CFEMS), TO UTILIZE THE SERVICES OF THE CHESTERFIELD FIRE AND EMERGENCY MEDICAL SERVICES DEPARTMENT'S OPERATION MEDICAL DIRECTOR (OMD) FOR DEFENSE SUPPLY CENTER RICHMOND'S EMERGENCY MEDICAL RESPONSE SYSTEM

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board authorized the County Administrator to sign a Memorandum of Understanding, on behalf of Chesterfield County, between Defense Supply Center Richmond and Chesterfield Fire and Emergency Medical Services Department, to utilize the services of the Chesterfield Fire and Emergency Medical Services Department's Operational Medical Director for

Defense Supply Center Richmond's Emergency Medical Response System. (It is noted a copy of the Memorandum of Understanding is filed with the papers of this Board.)

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.4. AUTHORIZE THE RECEIPT AND APPROPRIATION OF GRANT FUNDS FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO FUND THE PURCHASE OF VALUABLE LIFE SAVING EQUIPMENT

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board authorized the Fire and Emergency Medical Services Department to receive and appropriate \$84,637 in federal grant funds from the U.S. Department of Homeland Security to fund the purchase of valuable life saving equipment. (It is noted a required local match of \$21,159 will come from planned yearend savings in the Fire and Emergency Medical Services Department FY2006 operating budget.)

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.5. APPROVAL OF CHANGE ORDER TO THE CONSTRUCTION CONTRACT WITH BRANCH HIGHWAYS, INCORPORATED FOR THE CONSTRUCTION OF THE NORTH TERMINAL APRON AND T-HANGAR TAXIWAY CONNECTOR

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board authorized the County Administrator to execute change order number one with Branch Highways, Incorporated in the amount of \$83,510.88 for the construction of the north terminal apron and T-hanger taxiway connector.

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.7. REQUEST FOR PERMIT FOR GEORGE HOOVER TO STAGE A FIREWORKS DISPLAY AT 70 BELLONA ARSENAL, MIDLOTHIAN, VIRGINIA ON JULY 3, 2006

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board approved a permit for George Hoover to stage a fireworks display at 70 Bellona Arsenal, Midlothian, Virginia on July 3, 2006, with a rain date of July 7 or 8, 2006.

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.8. STATE ROAD ACCEPTANCE

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board adopted the following resolution:

WHEREAS, the street described below is shown on plats recorded in the Clerk's Office of the Circuit Court of Chesterfield County; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the street meets the requirements established by the <u>Subdivision Street Requirements</u> of the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that this Board requests the Virginia Department of Transportation to add the street described below to the secondary system of state highways, pursuant to Section 33.1-229, <u>Code of Virginia</u>, and the Department's Subdivision Street Requirements.

AND, BE IT FURTHER RESOLVED, that this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage.

AND, BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Type Change to the Secondary System of State Highways: Addition

Basis for Change: Addition, New subdivision street

Statutory Reference: §33.1-229

Project: Ironbridge Boulevard Extension

• Ironbridge Boulevard, State Route Number: 632

From: Arbor Landing Dr., (Rt. 4815)

To: 0.23 Mi. N of Arbor Landing Dr., (Rt. 4815), a distance of: 0.23 miles.

Right-of-way record was filed on 1/27/1995 with the Office Of Clerk To Circuit Court in Db 2650; Pg 71,79,82, with a width of 85 Ft

And, further, the Board adopted the following resolution:

WHEREAS, the streets described below are shown on plats recorded in the Clerk's Office of the Circuit Court of Chesterfield County; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the streets meet the requirements established by the <u>Subdivision Street Requirements</u> of the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that this Board requests the Virginia Department of Transportation to add the streets described below to the secondary system of state highways, pursuant to Section 33.1-229, <u>Code of Virginia</u>, and the Department's <u>Subdivision Street Requirements</u>.

AND, BE IT FURTHER RESOLVED, that this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage.

AND, BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Basis for Change: Addition, New subdivision street

Statutory Reference: §33.1-229

Project: Oak Lake Boulevard and Wilfong Drive

Oak Lake Boulevard, State Route Number: 5903

From: 0.28 Mi. E of Oak Lake Ct., (Rt. 5904)

To: Wilfong Dr., (Rt. 5988), a distance of: 0.02 miles.

Right-of-way record was filed on 4/17/2002 with the Office Of Clerk To Circuit Court in Db. 4492 Pg. 207, with a width of 80 Ft.

Wilfong Drive, State Route Number: 5988

From: Oak Lake Bl., (Rt. 5903)

To: Temp EOM, a distance of: 0.15 miles.

Right-of-way record was filed on 4/27/2004 with the Office Of Clerk To Circuit Court in Db. 5707 Pg. 365, with a width of 50 Ft.

Oak Lake Boulevard, State Route Number: 5903

From: Wilfong Dr., (Rt. 5988)

To: Temp EOM, a distance of: 0.16 miles.

Right-of-way record was filed on 4/17/2002 with the Office Of Clerk To Circuit Court in Db. 4492 Pg. 207, with a width of 80 Ft.

WHEREAS, the streets described below are shown on plats recorded in the Clerk's Office of the Circuit Court of Chesterfield County; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the streets meet the requirements established by the <u>Subdivision Street Requirements</u> of the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that this Board requests the Virginia Department of Transportation to add the streets described below to the secondary system of state highways, pursuant to Section 33.1-229, <u>Code of Virginia</u>, and the Department's <u>Subdivision Street Requirements</u>.

AND, BE IT FURTHER RESOLVED, that this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage.

AND, BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Type Change to the Secondary System of State Highways: Addition

Basis for Change: Addition, New subdivision street

Statutory Reference: §33.1-229

Project: Walnut Grove, Section 1

• Rimswell Drive, State Route Number: 6010

From: Genito Rd., (Rt. 604)

To: 0.08 Mi. N of Genito Rd., (Rt. 604), a distance of: 0.08 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 50 Ft.

• Rimswell Drive, State Route Number: 6010

From: Chestnut Creek Dr., (Rt. 6011)

To: Walnut Wood Dr., (Rt. 6016), a distance of: 0.04 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 50 Ft.

Walnut Wood Drive, State Route Number: 6016

From: Rimswell Dr., (Rt. 6010)

To: Walnut Wood Ct., (Rt. 6017), a distance of: 0.06 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 40 Ft.

Walnut Wood Drive, State Route Number: 6016

From: Walnut Wood Ct., (Rt. 6017)

To: Cul-de-sac, a distance of: 0.05 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 40 Ft.

Walnut Wood Court, State Route Number: 6017

From: Walnut Wood Dr., (Rt. 6016)

To: Cul-de-sac, a distance of: 0.07 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 40 Ft.

Rimswell Drive, State Route Number: 6010

From: Walnut Wood Dr., (Rt. 6016)

To: Rimswell Pl., (Rt. 6019), a distance of: 0.06 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 50 Ft.

• Rimswell Drive, State Route Number: 6010

From: 0.08 mi. N of Genito Rd., (Rt. 604)

To: Chestnut Creek Dr., (Rt. 6011), a distance of: 0.13 miles.

 $Right-of-way\ record\ was\ filed\ on\ 12/16/2004\ with\ the\ Office\ Of\ Clerk\ To\ Circuit\ Court\ in\ Pb.150\ Pg.\ 12,$

with a width of 50 Ft.

Rimswell Place, State Route Number: 6019

From: Rimswell Dr., (Rt. 6010)

To: Temp EOM, a distance of: 0.09 miles.

 $Right-of-way\ record\ was\ filed\ on\ 12/16/2004\ with\ the\ Office\ Of\ Clerk\ To\ Circuit\ Court\ in\ Pb.150\ Pg.\ 12,$

with a width of 40 Ft.

Rimswell Drive, State Route Number: 6010

From: Rimswell Pl., (Rt. 6019)

To: Temp EOM, a distance of: 0.03 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 50 Ft.

Rimswell Mews, State Route Number: 6018

From: Rimswell Dr., (Rt. 6010)

To: Cul-de-sac, a distance of: 0.05 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 40 Ft.

Chestnut Creek Drive, State Route Number: 6011

From: Rimswell Dr., (Rt. 6010)

To: Hazelnut Branch Rd., (Rt. 6012), a distance of: 0.08 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 44 Ft.

Hazelnut Branch Road, State Route Number: 6012

From: Chestnut Creek Dr., (Rt. 6011)

To: Hazelnut Branch Tr., (Rt. 6015), a distance of: 0.06 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 40 Ft.

Hazelnut Branch Terrace, State Route Number: 6015

From: Hazelnut Branch Rd., (Rt. 6012)

To: Cul-de-sac, a distance of: 0.02 miles.

 $Right-of-way\ record\ was\ filed\ on\ 12/16/2004\ with\ the\ Office\ Of\ Clerk\ To\ Circuit\ Court\ in\ Pb.150\ Pg.\ 12,$

with a width of 40 Ft.

Hazelnut Branch Terrace, State Route Number: 6015

From: Hazelnut Branch Dr., (Rt. 6012)

To: Cul-de-sac, a distance of: 0.02 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 40 Ft.

Hazelnut Branch Place, State Route Number: 6014

From: Hazelnut Branch Rd., (Rt. 6012)

To: Cul-de-sac, a distance of: 0.03 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 40 Ft.

Hazelnut Branch Road, State Route Number: 6012

From: Chestnut Creek Dr., (Rt. 6011)

To: Hazelnut Branch Ct., (Rt. 6013), a distance of: 0.05 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 40 Ft.

Hazelnut Branch Court, State Route Number: 6013

From: Hazelnut Branch Rd., (Rt. 6012)

To: Cul-de-sac, a distance of: 0.03 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 40 Ft.

Hazelnut Branch Road, State Route Number: 6012

From: Hazelnut Branch Ct., (Rt. 6013)

To: Cul-de-sac, a distance of: 0.06 miles.

Right-of-way record was filed on 12/16/2004 with the Office Of Clerk To Circuit Court in Pb.150 Pg. 12,

with a width of 40 Ft.

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.9. AUTHORIZATION TO EXERCISE EMINENT DOMAIN FOR THE ACQUISITION OF A FOURTEEN-FOOT AND VARIABLE WIDTH PERMANENT DRAINAGE EASEMENT AND A TEN-FOOT TEMPORARY CONSTRUCTION EASEMENT FOR THE QUAIL OAKS/KINGSDALE ROAD DRAINAGE PROJECT

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board authorized the County Attorney to proceed with eminent domain for the acquisition of a 14-foot and variable width drainage easement and a 10-foot temporary construction easement across the property of Chesterfield Construction Company, Incorporated, PIN 792668008500000, and its successors in interest, for the Quail Oaks/Kingsland Road Drainage Project. (It is noted a copy of the plat is filed with the papers of this Board.)

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.10. <u>APPROVAL OF WATER CONTRACT FOR WESTERLEIGH - OTTERDALE ROAD/WESTERLEIGH PARKWAY, PHASE I PROJECT</u>

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board approved the following water contract for Westerleigh – Otterdale Road/Westerleigh Parkway, Phase I, Contract Number 05-0197, which includes the extension of 400 L.F. \pm of 16-inch oversized water lines:

Developer: Westerleigh, LLC

Contractor: Shoosmith Brothers Construction Company, Inc.

Contract Amount:

Code: (Refunds thru Connections - Oversizing) 5B-572VO-E4C

District: Matoaca

(It is noted a copy of the vicinity sketch is filed with the papers of this Board.)

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.11. DESIGNATION OF RIGHT OF WAY AND VIRGINIA DEPARTMENT OF TRANSPORTATION SLOPE EASEMENTS AND DRAINAGE EASEMENTS FOR CENTER POINTE PARKWAY

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board designated right of way and Virginia Department of Transportation slope easements and drainage easements for Center Pointe Parkway and authorized the County Administrator to execute the Declaration. (It is noted a copy of the plat is filed with the papers of this Board.)

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.12. REQUESTS FOR PERMISSION

8.D.12.a. FROM AMBERLEIGH, L.L.C. FOR PROPOSED CONCRETE DRIVEWAYS AND PRIVATE SEWER AND WATER LINES TO ENCROACH WITHIN PROPOSED COUNTY EASEMENTS IN PROPOSED AMBERLEIGH, SECTION 3 AND A RESUBDIVISION COMMON AREA "A", SECTION 2

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board approved a request from Amberleigh, L.L.C. for permission for proposed concrete driveways and private sewer and water lines to encroach within proposed county easements in proposed Amberleigh, Section 3 and a Resubdivision Common Area "A", Section 2, subject to the execution of a license agreement. (It is noted a copy of the plat is filed with the papers of this Board.)

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.12.b. FROM JAMES E. MCLAUGHLIN FOR A PROPOSED DECK TO ENCROACH WITHIN A ONE HUNDRED FOOT GREENWAY EASEMENT ACROSS LOT 51, QUALLA FARMS, SECTION G

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board approved a request from James E. McLaughlin for permission for a proposed deck to encroach within a 100-foot greenway

easement across Lot 51, Qualla Farms, Section G, subject to the execution of a license agreement. (It is noted a copy of the plat is filed with the papers of this Board.)

King, Barber, Humphrey and Warren.

None. Nays: Absent: Miller.

FROM STEVEN C. AND DAWN M. OVERGARD TO INSTALL 8.D.12.c. PRIVATE WATER AND SEWER SERVICES WITHIN A FORTY-FOOT UNIMPROVED COUNTY RIGHT OF WAY TO SERVE PROPERTY ON RIVER ROAD

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board approved a request from Steven C. Overgard and Dawn M. Overgard for permission to install private water and sewer services within a 40-foot unimproved county right of way to serve property at 4340 River Road, subject to the execution of a license agreement, and authorized the County Administrator to execute the water and sewer connection agreements. (It is noted a copy of the plat is filed with the papers of this Board.)

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.12.d. FROM BRENT K. SAMUEL TO INSTALL A PRIVATE SEWER SERVICE WITHIN A PRIVATE EASEMENT TO SERVE PROPERTY ON CELESTIAL LANE

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board approved a request from Brent K. Samuel for permission to install a private sewer service within a private easement to serve property at 9004 Celestial Lane, and authorized the County Administrator to execute the sewer connection agreement. (It is noted a copy of the plat is filed with the papers of this Board.)

King, Barber, Humphrey and Warren. Ayes:

Nays: None. Absent: Miller.

FROM DEBORAH F. MILES TO INSTALL A PRIVATE SEWER 8.D.12.e. FORCE MAIN LINE WITHIN A SIXTEEN-FOOT ALLEY TO SERVE PROPERTY ON NORMANDALE AVENUE

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board approved a request from Deborah F. Miles for permission to install a private sewer force main line within a 16-foot alley, subject to the execution of a license agreement, and authorized the County Administrator to execute the sewer connection agreement. (It is noted a copy of the plat is filed with the papers of this Board.)

King, Barber, Humphrey and Warren. None. Ayes:

Nays: Absent: Miller.

8.D.13. APPROVAL OF LEASE OF PROPERTY FOR THE TEMPORARY HULL STREET POLICE STATION

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board approved a lease with Woodlake Commons Shopping Center, LLC, for 1,500 square feet of office space at 6812 Woodlake Commons Loop for the temporary Hull Street Police Station, and authorized the County Administrator to execute the lease agreement in a form approved by the County Attorney. (It is noted a copy of the vicinity sketch is filed with the papers of this Board.)

Ayes: King, Barber, Humphrey and Warren.
Navs: None

Nays: None. Absent: Miller.

8.D.14. ACCEPTANCE OF PARCELS OF LAND

8.D.14.a. ALONG THE WEST RIGHT OF WAY LINE OF PROVIDENCE ROAD AND THE SOUTH RIGHT OF WAY LINE OF REAMS ROAD FROM SAINT DAVID'S EPISCOPAL CHURCH

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board accepted the conveyance of two parcels of land containing 0.079 acres along the west right of way line of Providence Road (State Route 678) and the south right of way line of Reams Road (State Route 647) from Saint David's Episcopal Church, and authorized the County Administrator to execute the deed. (It is noted a copy of the plat is filed with the papers of this Board.)

Ayes: King, Barber, Humphrey and Warren.

Nays: None. Absent: Miller.

8.D.14.b. ALONG THE SOUTH RIGHT OF WAY LINE OF HULL STREET ROAD FROM NEW HOPE LUTHERAN CHURCH

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board accepted the conveyance of two parcels of land containing a total of 0.282 acres along the south right of way line of Hull Street Road (State Route 360) from New Hope Lutheran Church, and authorized the County Administrator to execute the deed. (It is noted a copy of the plat is filed with the papers of this Board.)

Ayes: King, Barber, Humphrey and Warren.

Nays: None.
Absent: Miller.

Mr. Miller returned to the meeting.

The following item was removed from the Consent Agenda for public comment:

8.D.6. AUTHORIZE THE TRANSFER OF \$50,000 IN THE MIDLOTHIAN DISTRICT IMPROVEMENT FUNDS TO THE PLANNING DEPARTMENT TO RETAIN PLANNING CONSULTANT SERVICES TO UPDATE THE MIDLOTHIAN VILLAGE PLAN, CONTINGENT UPON RECEIVING \$50,000 IN MATCHING FUNDS FROM THE MIDLOTHIAN VILLAGE VOLUNTEER COALITION

Ms. Andrea Epps stated there are other organizations and community associations that might have the means to fund half of their area plan update, if they chose. She further stated ordinance revisions accompany plan revisions, and inquired who would write the ordinances and whether they would be applicable countywide. She stated she believes it is important for the Planning Department to retain control over the process, both from a land use and timing perspective, and that they be able to make final decisions based on what is best for both the community and the county as a whole.

Mr. Barber stated the Village of Midlothian has unique characteristics and defined geographical boundaries. He referenced the opening of the Route 288 extension, the Watkins Centre zoning and the expansion of the WalMart just outside the village, and stated the pressure on the Village of Midlothian has been far too great for current Midlothian Village Plan to handle. He noted there is a huge interest in developing in and around the Village of Midlothian, and some of the zoning is very old and the Plan is not strong enough to ensure that a thriving, unique village is maintained. He stated, if the Plan update is important to the community, they will find a way to match the District Improvement Funds. He further stated, although the manpower for the Plan update will be provided by a private firm, the Planning Department will have complete oversight of the project.

No one else came forward to speak to the issue.

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board authorized the transfer of \$50,000 from the Midlothian District Improvement Fund to the Planning Department to retain planning consultant services to update the Midlothian Village Plan, contingent upon receiving \$50,000 in matching funds from the Midlothian Village Volunteer Coalition.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

9. REPORTS

- 9.A. REPORT ON STATUS OF GENERAL FUND BALANCE, RESERVE FOR FUTURE CAPITAL PROJECTS, DISTRICT IMPROVEMENT FUNDS AND LEASE PURCHASES
- 9.B. REPORT ON DEVELOPER WATER AND SEWER CONTRACTS
- 9.C. REPORT ON ROADS ACCEPTED INTO THE STATE SECONDARY SYSTEM

On motion of Mrs. Humphrey, seconded by Mr. Barber, the Board approved a Report on the Status of General Fund Balance,

Reserve for Future Capital Projects, District Improvement Funds and Lease Purchases; and a Report on Developer Water and Sewer Contracts.

And, further, the following road was accepted into the State Secondary System:

ADDITION

Oaklake Boulevard

Oaklake Boulevard - From Oaklake Court (Route 5904) to 0.28 mile north Route 5904 0.28 Mi.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

10. FIFTEEN-MINUTE CITIZEN COMMENT PERIOD ON UNSCHEDULED MATTERS

No citizens requested to address the Board at this time.

11. DINNER

On motion of Mr. King, seconded by Mr. Barber, the Board recessed to the Administration Building, Room 502, for dinner.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

Reconvening:

12. <u>INVOCATION</u>

Reverend Jerome Hancock, Senior Pastor of Southside Nazarene Church, gave the invocation.

13. PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

Eagle Scout Scott Upson led the Pledge of Allegiance to the flag of the United States of America.

14. RESOLUTIONS

14.A. RECOGNIZING THE WEEK OF APRIL 23, 2006, AS "ADMINISTRATIVE PROFESSIONALS WEEK" AND APRIL 26, 2006, AS "ADMINISTRATIVE PROFESSIONALS DAY" THROUGHOUT CHESTERFIELD COUNTY

Ms. Leslie Nutter, Human Resource Specialist, introduced representatives from the Old Dominion and Tri-Cities Chapters of the International Association of Administrative Professionals.

On motion of the Board, the following resolution was adopted:

WHEREAS, administrative professionals work in a variety of fields and make up a significant portion of office personnel throughout our nation and across our great Commonwealth; and

WHEREAS, administrative professionals utilize first-rate managerial and organizational skills to master innovative techniques and advanced office technologies, which increase office efficiency and work performance to the benefit of their employers and the public; and

WHEREAS, administrative professionals are essential to the modern workplace; and

WHEREAS, "Administrative Professionals Week" presents employers with the opportunity to promote and reward professional excellence, provide employees with advanced training and continuing education, and offer additional networking and career-enhancing resources to administrative professionals; and

WHEREAS, it is fitting to recognize administrative professionals for the vital role they play in the success of business and government operations throughout our great Commonwealth and nation.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this $12^{\rm th}$ day of April 2006, publicly recognizes April 23-29, 2006, as "Administrative Professionals Week" and Wednesday, April 26, 2006, as "Administrative Professionals Day" in Chesterfield County, and calls this observance to the attention of all county residents.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

Mrs. Humphrey presented executed resolutions to a representative from each of the chapters, and expressed appreciation for the dedication and contributions of administrative professionals.

Ms. DaNika Robinson expressed appreciation to the Board for paying tribute to administrative professionals.

14.B. RECOGNIZING BOY SCOUTS UPON ATTAINING THE RANK OF EAGLE SCOUT

14.B.1. MR. ROBERT MEDLIN, DALE DISTRICT

14.B.2. MR. SCOTT UPSON, MIDLOTHIAN DISTRICT

14.B.3. MR. JARED ROWAN, MIDLOTHIAN DISTRICT

Mr. Hammer introduced Mr. Robert Medlin, Mr. Scott Upson and Mr. Jared Rowan, who were present to receive resolutions.

On motion of the Board, the following resolution was adopted:

WHEREAS, the Boy Scouts of America was incorporated by Mr. William D. Boyce on February 8, 1910, and was chartered by Congress in 1916; and

WHEREAS, the Boy Scouts of America was founded to build character, provide citizenship training and promote physical fitness; and

WHEREAS, after earning at least twenty-one merit badges in a wide variety of skills including leadership, service and outdoor life, serving in a leadership position in a troop, carrying out a service project beneficial to their community, being active in the troop, demonstrating Scout spirit, and living up to the Scout Oath and Law

Mr. Scott Lawrence Upson and Mr. Jared Michael Rowan, Troop 810, sponsored by the Church of the Epiphany; and Mr. Robert James Medlin, Troop 874, sponsored by Saint Luke's United Methodist Church, have accomplished those high standards of commitment and have reached the long-sought goal of Eagle Scout which is received by only four percent of those individuals entering the Scouting movement; and

WHEREAS, growing through their experiences in Scouting, learning the lessons of responsible citizenship, and endeavoring to prepare themselves for roles as leaders in society, Scott, Jared and Robert have distinguished themselves as members of a new generation of prepared young citizens of whom we can all be very proud.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this $12^{\rm th}$ day of April 2006, hereby extends its congratulations to Mr. Scott Lawrence Upson, Mr. Jared Michael Rowan and Mr. Robert James Medlin, and acknowledges the good fortune of the county to have such outstanding young men as its citizens.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

Mr. Barber and Mr. Miller presented executed resolutions and patches to Mr. Upson, Mr. Rowan and Mr. Medlin, accompanied by members of their families, congratulated them on their outstanding achievement, and wished them well in their future endeavors.

Mr. Medlin expressed appreciation to God, his parents, his Scoutmaster and members of his troop for their support.

Mr. Rowan expressed appreciation to God, his parents, his Scoutmaster and members of his troop for their support.

Mr. Upson expressed appreciation to God, his parents, his Scoutmasters and others for their support.

15. PUBLIC HEARINGS

15.A. TO CONSIDER PROPOSED ORDINANCE AMENDMENTS RELATING TO UTILITIES FEES

Ms. Dickson stated this date and time has been advertised for a public hearing for the Board to consider an ordinance $\left(\frac{1}{2}\right)^{2}$

amendment relating to Utilities fees. She further stated the fee increases were included in the budget adopted earlier today and reminded the Board that the public hearing had to be deferred due to advertising issues. She stated the proposed amendments will increase the bimonthly water bill by approximately \$1.30 and the bimonthly wastewater bill by approximately \$1.80. She further stated water connection fees are also proposed to increase to \$2,050.

Mr. King called for public comment.

Mr. Tyler Craddock, representing the Homebuilders Association of Richmond, stated he has no objection to the proposed ordinance amendments and expressed confidence in the good job that is being done in the Utilities Department.

There being no one else to speak to the ordinance amendment, the public hearing was closed.

On motion of Mrs. Humphrey, seconded by Mr. Barber, the Board adopted the following ordinance:

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY
OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING
AND RE-ENACTING SECTIONS 18-22 and 18-27 RELATING TO FEES
FOR WASTEWATER CONNECTION AND MONTHLY WATER AND
WASTEWATER CAPACITY COST CHARGES

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Sections 18-22 and 18-27 of the <u>Code of the County of Chesterfield</u>, 1997, as amended, is amended and re-enacted to read as follows:

Sec. 18-22. Connection fees.

(a) The water connection fee shall be the capital cost recovery charge plus the meter installation charge based on the size of the water meter that the director installs. The wastewater connection fee shall be the capital cost recovery charge for the size of the water meter that serves the property, or, if the property does not receive water service, the size of the water meter that would serve the property if it received water service.

(b) The capital cost recovery charge shall be:

	Customer Class	Meter Size (inches)	Number of ERU's per Unit	Capital Cost Recovery Charge	
				Water	Wastewater
(i)	For a dwelling, single-family, including townhouses, mobile homes that are not located in a mobile home park, and individually metered multi-family dwelling units.	5/8	1.00	\$ 3,592.00	\$ 2,050.00
(ii)	For a dwelling, two- family (per unit)	5/8	1.00	3,592.00	2,050.00
(iii)	For mobile homes that are located in a mobile home park and for master metered		0.85	3,053.00	1,743.00

	multiple-family dwellings other than multiple-family dwellings used exclusively as housing for colleges and/or universities (per unit)				
(iv)	For all other customer	5/8	1.00	3,592.00	2,050.00
	classes				
		1	2.50	8,980.00	5,125.00
		1 ½	5.00	17,960.00	10,250.00
		2	8.00	28,736.00	16,400.00
		3	16.00	57,472.00	32,800.00
		4	25.00	89,800.00	51,250.00
		6	50.00	179,600.00	102,500.00
		8	80.00	287,360.00	164,000.00
		10	115.00	413,080.00	235,750.00
		12	155.00	556,760.00	317,750.00

The capital cost recovery charge for meters that are larger than 12 inches shall be determined by the director based on the number of ERUs per unit.

- (v) The capital cost recovery charge for a dwelling that is served by a meter that is larger than five-eighths inch shall be the same capital cost recovery charge in subsection (b)(iv).
- (c) The meter and water service line installation
 charge shall be:
 - (1) For installing water service lines:

5/8"	\$ 777.00
1"	981.00
1 1/2"	1,641.00
2 "	1,836.00

(2) For installing meters:

5/8"	\$ 35.00
1"	90.00
1 1/2"	205.00
2 "	250.00

- (3) For installing residential outside use meters using existing service lines: \$375.00.
- (4) The meter and water service line installation charge for meters that are larger than two inches shall be the actual cost that the county incurred to install the meter plus 25 percent.

0 0 0

Sec. 18-27. Utility charges.

Effective July 1, 2006, the consumer shall pay charges for utility service in accordance with the following schedules:

- (a) Monthly service charges. The monthly service charge shall be:
 - (1) Customer cost charge. A customer cost charge of \$1.50 for each service account. However, customers who have only a water account or a

wastewater account shall pay a customer cost charge of \$3.00.

- (2) Commodity cost charge.
 - (i) Water: \$1.24 per 100 cubic feet (Ccf).
 - (ii) Wastewater: \$1.31 per 100 cubic feet
 (Ccf).
- (3) Capacity cost charge.

	Customer Class	Meter Size (inches)	Number of ERU's per Unit	Monthly Car Charge	pacity
				Water	Wastewater
(i)	Dwelling, single-family, including townhouses and mobile homes that are not located in a mobile home park	5/8	1.00	\$ 2.80	\$ 7.90
(ii)	Dwelling, two-family (per unit)	5/8	1.00	2.80	7.90
(iii)	Mobile homes that are located in a mobile home park and multiple-family dwellings other than multiple-family dwellings used exclusively as housing for colleges or universities (per unit)		0.85	2.38	6.72
(iv)	All other customer classes	5/8 and 3/4	1.00	2.80	7.90
		1	2.50	7.00	19.75
		1 ½	5.00	14.00	39.50
		2	8.00	22.40	63.20
		3	16.00	44.80	126.40
		4	25.00	70.00	197.50
		6	50.00	140.00	395.00
		8	80.00	224.00	632.00
		10	115.00	322.00	908.50
		12	155.00	434.00	1,224.50

(v) The capacity cost charge for a dwelling that is served by a meter that is larger than five-eighths inch shall be the capacity cost charge in subsection (a)(3)(iv).

(b) Ancillary charges.

	Туре	Charge
(1)	Portable water meter deposit	\$750.00
(2)	Bacteriological test for new construction	21.50 per test
(3)	Meter testing charges:	
	(i) 5/8-inch	30.00
	(ii) 1-inch	30.00
	(iii) 1 1/2-inch	40.00
	(iv) 2-inch	40.00
	(v) Meters that are larger than two inches will	
	be charged the actual cost of the test.	
(4)	Temporary voluntary meter disconnection fee	Customer cost charge plus capacity costs charge for each billing period of disconnection, plus service reconnection fee.
(5)	Strong waste surcharge	(See section 18-107.)
(6)	Septage dumping charge	\$25.00 per 1,000 gallons

0 0 0

(2) That this ordinance shall become effective July 1, 2006.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

15.B. TO CONSIDER A PROPOSED ZONING ORDINANCE AMENDMENT RELATIVE TO MH-2 SUBDIVISIONS (MANUFACTURED OR MOBILE HOME SUBDIVISIONS)

Ms. Barbara Fassett, Community Planning Administrator, stated this date and time has been advertised for a public hearing for the Board to consider a proposed zoning ordinance amendment relative to MH-2 (Manufactured or Mobile Home) Subdivisions.

Mr. King called for public comment.

No one came forward to speak to the ordinance amendment.

In response to Mrs. Humphrey's question, Ms. Fassett stated the ordinance would prohibit using various containers as additional living space in a mobile home.

On motion of Mr. Miller, seconded by Mrs. Humphrey, the Board adopted the following ordinance:

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY

OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING

AND RE-ENACTING SECTION 19-118 OF THE ZONING ORDINANCE

RELATING TO PERMITTED USES IN THE MH-2 ZONING DISTRICT

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Section 19-118 of the <u>Code of the County of Chesterfield</u>, 1997, as amended, is amended and re-enacted to read as follows:

Sec. 19-118. Permitted uses by right.

The following uses shall be permitted by right in the MH-2 District:

- (a) Those uses permitted by right in the R-88 District, except single-family dwellings.
- (b) Manufactured or mobile home subdivisions. Provided, however, that no shipping containers, trailers, vehicle bodies or similar containers shall be used for or converted from their original use to be used for any permitted use.
- (2) That this ordinance shall become effective immediately upon adoption.

Ayes: King, Miller, Barber, Humphrey and Warren. Nays: None.

TO CONSIDER THE APPROPRIATION OF ADDITIONAL FUNDS AND AUTHORIZATION TO AWARD A CONSTRUCTION CONTRACT AND ENTER INTO WETLANDS MITIGATION AGREEMENT AND STORM WATER PREVENTION PERMIT FOR ROBIOUS ROAD WIDENING PROJECT FROM TWIN TEAM LANE TO APPROXIMATELY 0.1 MILE EAST OF JAMES RIVER ROAD

Mr. McCracken stated this date and time has been advertised for the Board to consider the appropriation of additional funds, award of a construction contract, and authorization to

enter into a wetlands mitigation agreement and storm water prevention permit for the Robious Road Widening Project.

Mr. King called for public comment.

No one came forward to speak to the issue.

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board appropriated \$570,000 in cash proffers from traffic shed 2; transferred \$60,000 from the General Road Improvement account; and transferred \$245,000 from the completed Robious Road (Salisbury to Twin Team Lane) project.

And, further, the Board authorized the County Administrator to award a \$1,455,060 construction contract to Blakemore Construction for the Robious Road Widening Project from Twin Team Lane to approximately 0.1 mile east of James River Road.

And, further, the Board authorized the County Administrator to execute a Wetlands Mitigation Agreement and Storm Water Prevention Permit acceptable to the County Attorney.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

15.D. TO CONSIDER AN ORDINANCE TO VACATE A PORTION OF THOMAS HOWELL PROPERTY SUBDIVISION

Mr. Sasek stated this date and time has been advertised for a public hearing for the Board to consider an ordinance to vacate a portion of Thomas Howell Property Subdivision.

Mr. King called for public comment.

No one came forward to speak to the ordinance.

On motion of Mr. Warren, seconded by Mrs. Humphrey, the Board adopted the following ordinance:

AN ORDINANCE whereby the COUNTY OF CHESTERFIELD, VIRGINIA, ("GRANTOR") vacates to TASCON-HARVEST GLEN, L.L.C., a Virginia limited liability company, ("GRANTEE"), a portion of the Thomas Howell Property Subdivision, CLOVER HILL Magisterial District, Chesterfield County, Virginia, as shown on a plat thereof duly recorded in the Clerk's Office of the Circuit Court of Chesterfield County in Plat Book 17, at Page 60.

WHEREAS, TASCON-HARVEST GLEN, L.L.C., petitioned the Board of Supervisors of Chesterfield County, Virginia to vacate a portion of the Thomas Howell Property Subdivision, CLOVER HILL Magisterial District, Chesterfield County, Virginia more particularly shown on a plat of record in the Clerk's Office of the Circuit Court of said County in Plat Book 17, Page 60, by GEO. M. STEPHENS, JR., dated JUNE 5, 1969 and recorded APRIL 3, 1970. The portion of subdivision petitioned to be vacated is more fully described as follows:

A portion of Lots 1 thru 3 of the Thomas Howell Property Subdivision, the location of which is more fully shown on a plat made by BALZER AND

ASSOCIATES, INC., dated FEBRUARY 3, 2006, a copy of which is attached hereto and made a part of this Ordinance.

WHEREAS, notice has been given pursuant to Section 15.2-2204 of the $\underline{\text{Code}}$ of $\underline{\text{Virginia}}$, 1950, as amended, by advertising; and

WHEREAS, no public necessity exists for the continuance of the portion of subdivision sought to be vacated.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF CHESTERFIELD COUNTY, VIRGINIA:

That pursuant to Section 15.2-2272 of the <u>Code of Virginia</u>, 1950, as amended, the aforesaid portion of subdivision be and is hereby vacated.

This Ordinance shall be in full force and effect in accordance with Section 15.2-2272 of the <u>Code of Virginia</u>, 1950, as amended, and a certified copy of this Ordinance, together with the plat attached hereto shall be recorded no sooner than thirty days hereafter in the Clerk's Office of the Circuit Court of Chesterfield County, Virginia pursuant to Section 15.2-2276 of the <u>Code of Virginia</u>, 1950, as amended.

The effect of this Ordinance pursuant to Section 15.2-2274 is to destroy the force and effect of the recording of the portion of the plat vacated. This Ordinance shall vest fee simple title of the portion of subdivision hereby vacated in the property owner free and clear of any rights of public use subject to providing public right of way for access to all parcels created by this vacation or consolidation of parcels that will provide access to a public right of way.

Accordingly, this Ordinance shall be indexed in the names of the COUNTY OF CHESTERFIELD as GRANTOR, and TASCON-HARVEST GLEN L.L.C., a Virginia limited liability company, or their successors in title, as GRANTEE.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

16. <u>FIFTEEN-MINUTE CITIZEN COMMENT PERIOD ON UNSCHEDULED</u> <u>MATTERS</u>

Mr. C. L. Morrissette and Ms. Brenda Stewart signed up to speak at this time; however, neither was present at the meeting.

17. ADJOURNMENT

On motion of Mr. Barber, seconded by Mrs. Humphrey, the Board adjourned at 7:31~p.m. until April 26, 2006 at 4:00~p.m.

Ayes: King, Miller, Barber, Humphrey and Warren.

Nays: None.

Lane B. Ramsey R. M. "Dickie" King, Jr.

Lane B. Ramsey
County Administrator

R. M. "Dickie" King, Jr. Chairman